TECHE UDINE

MANOSCRITTI

FONDO PRINCIPALE

Manoscritto n. **P_MSS_1066**

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Collocazione:

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Liber primus

[illegible]

Dizionario
Giuridico

sec. XVI.

1066

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A

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Arrogatio

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Arrogatio c

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Alienatio car

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Bonorum possessio

Commodatu

commodatu qd est

(margin: est comoda ... vt ... in ... q ...)

Commodatu est alicuius rei ad aliquē spālem vsu Gratuitu facta cōcessio et ideo dico concessio et nō trāslatio qz is q comodat retinet dominium et possessione rei comodatr ff commoda d[ic]a commodatum qsi cō modo gremis datu nec interueniente mercede vel specie tralibitr res in locationem vel incontractu innominatu inst. d mād. § vlt.

commodatu in q̊ cōsistit

2 comodatu cōsistit in reb[us] mobilib[us] et se mouentibus et immobilibus vnde et incorporalibus puta seruitute habitādi l. j ff comoda. Bar et Doc in l. 2 C. mada. in l. 2 § huius edicti ff comoda. Bal et Doc in l. 2 C. mada.

in commodato an veniat casus fortuitus

3 in commodato nō venit casus fortuitus nisi pcm et mora aliq in ducat ff zo insuma comoda.

commodatu a mutuo in q̊ differat

4 commodatu a mutuo differt in tribus p̊ qz Dniu rei mutuate trasit in recipiente nō sic Dnium rei comodate Scdo mutuum in nullo casu cit reddere nisi eque bonu in eade gne, q fruat comodatu vero idē in spē restitui debet. Tertio qz recipiens mutuu tenet d casu fortuito comodatarius vero nequaquā rō qz recipiens mutuu est obligatus in gne q genus nunquā perit l. incedium C. si cer petatur rō nō libe ratur at commodatarius est obligatus in specie rō nimirū si interim res perit liberat l. q re ff si cerpet. Porc in § ite is cui n° q inst qd mo re ¿thi. dolo.

commodatu a precario in q̊ differat.

5 Triplex est dria inter comodatu et pcariū p̊ qz comodatu fit ad certu vsu determinatū pcariu vero cōcedit ad vsu nō determinatu. Scda qz comodatu precariū pot quecuq reuocari l. penul. ff. et hic ff d preca. comodatu vero nequaquā nisi finito vsu et tpe l. in commodato § sicut ff commoda. Tertia dria qz comodatarius tenet de leuissima culpa l. qfitu § e ... recipiens precarium nequaquā sz d dolo solu ac lata culpa ... in hoc vt nō possit ... quoq ff d pla. rō qa cu comodas grauet in hoc vt nō possit alienare et ... precidere reuocado comodatu nisi finito vsu et tpe ... comodatarius eu tenent d leuissima culpa ... currit) eu in alio vt comodatarius ... secus est in precario ut dixi ... n. 3 in l. cu q ff d iur iur. ... in l. j ff d prec.

commodatarius ad hoc vt teneat d leui culpa q est necesse q fiat comodatu

6 commodatarius ad hoc vt tenenti d culpa est necesse q fiat comodatu gra vtilius et formale positionu l. j § sepe eueni ff d posi. et l. si vt certo § interdu ff comoda. et comodatu in dubio psumit) vtriusq comodatarii l. si vt certo.

comodatam res q̄ remittit̄ ꝑ commodatariū si ꝑit cuius ꝑiculo ꝑeat

commoda res q̄ remittit ꝑ commodatariū si ꝑit cuius ꝑiculo ꝑeat distinguendū est aut fuit actū ut ꝑ re ipsā referes et tn̄ eo ipso q̄ non
7 tiss alit es in culpa arg. in l. si ꝑcurator § tutores ff man̄da. aut nō fuit actū aut fuit et tūc aut fuit in culpa in eligendo nūciū et ꝑit ꝑiculo remittētis ut hic et intellige culpā ꝑm bartm̄ ꝑtras aut non fuit in culpa et tūc nō tenet̄ ut hic et in l. argētū ff comoda. et Bar in l. eū q § si et si dū ff commoda.

commodatū qn̄ appellat̄ (qn̄ dicat̄) esse.

Commodatū aut depositū appellat̄ qn̄ si trahere tibi mille aureos ut tene res sub bancho ut dives appareres tunc dr̄ comodatū qz mei tradendis
8 intētiōis fuit trāsferre dnium casus est in l. 3 § fin ff commoda. item commodatū dr̄ esse qn̄ dat̄ aliqd ad usū determinatū. l. in comodato § sicut ff comodati.

Commodatū q recipit obligat̄ re § itē is cui insti quib. mod. re cō. obl.
9 oblē

in commodato qn̄ tenet̄ d̄ casu fortuito et qn̄ nō

incommodato nō trāsferet̄ dnium nec tenet̄ d̄ casu fortuito nisi
10 culpa ejus ꝑcedat casū et hoc si gratis concedit̄ alias si est ꝑter cedere esset locatio § itē is cui insti quib. mod. re cō. oblē.

comodatū qn̄ efficit̄ locatio

commodatū dz esse gratuitū et si pecunia intercedat ꝑm effice
11 locatio ꝑt § itē is cui insti quib. mod. re cō. oblē. et l. i ut certo § nūc videndū ff comoda.

A

Adoptio
Arrogat
Acceptil
Alienati
Adime
Arbiter
Acta
[illegible]
Absenti
Actio
[illegible]
Adulteri
Accusato
Appellati
Advocat
[illegible]
Actio re
Actio
Argum
Arrogat
[illegible]
Authenti
[illegible]
[illegible]
Abortiva
Adultus

Bonoru

ocate. ut hic et [illegible]
[illegible] tionis est benefitiu [illegible]
[illegible] ut d. [illegible]

[illegible] locator tenet [illegible]
[illegible] ad necessari[illegible]
terra ceterum

[illegible] in locatione [illegible] nova ut [illegible] solet [illegible]
[illegible] in fraudem [illegible]

[illegible] innominatus

locatio [illegible] est [illegible] innominatus [illegible]
est proprie locatio [illegible] Bar. [illegible]

[illegible] istu casu [illegible] filiusfam. [illegible]
[illegible] in emphyteo[illegible]
[illegible] bona [illegible]

10

[illegible]

ad hoc ut [illegible]

[illegible] ad hoc et primum [illegible]
[illegible]
[illegible] acquirit ius in re ipsa [illegible] non obligatur [illegible]
[illegible] locati et in l. emptore [illegible] locati [illegible]
[illegible] primo et quod sit [illegible] tempus [illegible]
[illegible] ager vectig. vel emphy.

[illegible]

[illegible]
[illegible]
135 in littera l. [illegible] et limitat [illegible] eiidem.

[illegible]

[illegible] et [illegible]
[illegible]
[illegible]
usucap.

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] de lare [illegible]

2 [illegible] di [illegible]
[illegible] pietate in [illegible]
[illegible] di [illegible]

3 [illegible]

4 [illegible]

5 [illegible]

[illegible]

[illegible]

[illegible]

[illegible] over [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] condicio ob [illegible]
ob causam [illegible]

Condictio ob causam cui [illegible] coperat.

[illegible] dictio ob causam [illegible] re coperit ad repetendum [illegible] dedit [illegible]
[illegible] sine apud [illegible]

Condictio ob causam [illegible]

[illegible] ob causam non [illegible] locum [illegible] si [illegible] fundo [illegible]

[illegible] obliq [illegible]

[illegible] non [illegible]

[illegible]

16

3 Condi[illegible] ad repu[illegible]
te [illegible] s[illegible]issam [illegible] ob[illegible]

Conditio [illegible] in [illegible] tex. in [illegible]
[illegible] et Cod. [illegible]

Conditio [illegible] inutera.

Conditio habetur [illegible] impleta ad [illegible] quod [illegible]
[illegible] impleatur [illegible]
[illegible] conditio [illegible] non [illegible]
ad [illegible] impleatur [illegible]

Conditio [illegible] implenda in [illegible] fit [illegible]
[illegible] in quatenus tex. in [illegible]

[illegible]

1 [illegible]

2 [illegible]

3 [illegible]

[illegible]

1 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

8 [illegible]

[illegible]

[illegible]

10 [illegible]

[illegible]

11 [illegible]

[illegible]

12 [illegible]

[illegible]

[illegible]

[illegible] F.[illegible] [illegible]

[illegible]

contra [illegible] [illegible] [illegible] [illegible] obligatione d [illegible]

[illegible]

17 giuram [illegible] [illegible] [illegible]

19 [illegible]

17 [illegible] [illegible] [illegible] dato [illegible]
mandati [illegible] 12 [illegible]

in [illegible] et [illegible] ad terminū
qu[illegible] [illegible] [illegible]

21 [illegible] ondo ad terminū [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] remitti

22 [illegible] [illegible] [illegible] remitti [illegible] [illegible] petiti [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible]

23 [illegible] [illegible] [illegible] [illegible]

juramentū qu[illegible] [illegible] remitti

[illegible] juramentū [illegible] remitti pacto patrū [illegible] ff. [illegible] [illegible] [illegible] [illegible]
24 n° 5 ff. de [illegible]

iuram[illegible]

iuramenti [illegible]

25 Juramenti effectus [illegible] vide Bar. in l. [illegible] scriptura [illegible] ff de dona

32

Juramentum non revocat

26 Juramentum non revocat ff [illegible] errorem Bar. in l. [illegible] hac scriptura n° 12 ff de dona.

33

34

27 Juramentum [illegible] satisfac[illegible] fin [illegible] non [illegible]

35

28 [illegible] satisfus [illegible] [illegible] Doc. in [illegible] n° [illegible]

36

29 [illegible]

30 [illegible] cautare [illegible] in caute [illegible] a[illegible] contingit.

31 [illegible] de iure iur

iuram

juram [illegible] a [illegible]

[illegible] deferend. [illegible] statuti req [illegible]
iuram [illegible] none [illegible]
probationes, idē [illegible] itaem [illegible]
52 n° 105 ff de iure [illegible]
clarior n° 107 et 108 idē ubi leg [illegible]
[illegible] n° 109. ff de iure iur.

53 iuram cui sit deferendu [illegible]
[illegible]

34 iuram in lite [illegible] n° 2 ff de in lite iur.
in action [illegible]

35 an et qn ob dolu [illegible] ff de in lite iur
in actio

[illegible] bonae fide
[illegible]
36 [illegible]
[illegible]
[illegible]

[illegible]
[illegible] non defert [illegible]
plementu probationis [illegible] defert [illegible]
[illegible] in l. [illegible] bonae fidei C. de reb.
[illegible]
na bone not [illegible]

[illegible]

Ignorantia juris an in muliere qua in pensioni [illegible]
dimittat

[illegible] juris [illegible]
[illegible] de [illegible]
[illegible] fa[illegible]
[illegible] C. de jur. et facti ignor.

Ignorantia [illegible] excusat [illegible] C. de iuris [illegible]

3 Ignorantia juris naturalis non excusat [illegible] mulierem [illegible]
Notando [illegible] Ignorantia juris non excusat [illegible] Ignorantia C. 4 [illegible]
[illegible] Ignorantia [illegible]
[illegible] filius renuncia[illegible] [illegible] C. de jur. [illegible]
[illegible] non excusat [illegible]

Fallit et limitat [illegible] juris ignorantia [illegible] in Filio minore XXV ann. ut not. in a. l. 2. C. de iur. et fac. ignor.

4 Ignorantia juris [illegible] C. de [illegible]

5 Ignorantia in facto [illegible]

6 Ignorantia [illegible]

8 [illegible]

[illegible]

[illegible] jnata c. d. iur. et facti [illegible]

ignorantia a q[ui]d differ[t]

ignorantia nescientia ... in bona ...

... ut no ...

... fundi on

ignorantia iuris q[ui]d ...

ignorantia iuris ... dolus ... no ...

ignorantia facti q[ui]d operat[ur]

ignorantia ... rusticitas ... possessione ...

... ignorantia facti ... d[eb]e[re] q[ui]

... ignorantia ...

[illegible]

[illegible] jam [illegible] q[illegible] [illegible].

Cum quis [illegible] succedat [illegible] [illegible]
habere. [illegible] cum [illegible] et req. [illegible] in [illegible]

[illegible]

[illegible] i conueni[illegible] c odia [illegible] reg. iur in 6
odia restringi [illegible]
l. cum qd ff. de liber. et posthum

odio alicui [illegible] [illegible]

[illegible] non sufficiet [illegible] fauorabilia [illegible]
[illegible]

[illegible] [illegible] preranda l. de qb ff. de legi.

[illegible] publice [illegible] l. 2 § [illegible]
[illegible]
q not. infamia

[illegible] k

[illegible] executio [illegible]

[illegible] nota [illegible]

[illegible]

Mora quando non est

9 Mora nulla est ubi nulla fuit petitio [illegible] [illegible]
[illegible] requiritur.

Mora intra quartum [illegible] offerendo purgatur [illegible]

[illegible] admittatur et an post [illegible]

[illegible] maior [illegible]

modo a

[illegible] est [illegible]

[illegible] mora [illegible]

9 Mora [illegible]

Mora sua cuilibet est nociua [illegible] mora [illegible]

Mora quibus modis [illegible] mora in [illegible]

ij Fauor publicus desiderat desiderat q̄ [illegible]

[illegible] in fraudē
patroni

ij Fauor testamenti [illegible]
quidā [illegible]

iij Fauorabilis [illegible] fer [illegible]
[illegible] in b. Fallit in multis casibus [illegible]

Fauore alicuius dr̄ qd̄ inducit cū fit ꝯ ius cōe [illegible]

Fauori [illegible] fauori [illegible] l. titia [illegible]
ꝯdi et Demostra.

Fauor [illegible] l. Titia [illegible]
et dāq. leḡ

[illegible]

[illegible]

[illegible] ve [illegible]

[illegible]

[illegible] diuinias [illegible]
[illegible] sae
[illegible]

✠

[illegible] infra [illegible]

11 Fauor publicus debilitat dubitat ... [illegible]

12 ... [illegible] ... in fraude putrom.

13 Fauor testamenti ... [illegible] ... quecad testam ...

14 Fauorabilis ... [illegible]

Fauor alicuius dr qd ... [illegible]

Fauor ... fauori ... [illegible]

Fauor ... [illegible] ... et arg. leg.

... [illegible] ... uerba ... ceterae ... a l. ... et ... crededu ... [illegible]

[illegible]

[illegible]

[illegible]

11 Fauor pu[illegible] [illegible] [illegible] [illegible] [illegible] non [illegible]
[illegible]

12 [illegible] [illegible] dotum [illegible] [illegible] [illegible] [illegible] si [illegible] in fraude
[illegible]

13 Fauor Testamenti [illegible] [illegible] [illegible] [illegible]
[illegible]

14 Fauorabi[illegible] [illegible] [illegible] [illegible] [illegible]
[illegible]

15 Fauore alicuius dr̃ qd inducit cu fit [illegible] [illegible]
[illegible]

1[illegible] [illegible] fauori nuptiaru [illegible] [illegible]
[illegible] demostra

Fauor religionis [illegible] q maius sit [illegible]
[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] 20 [illegible]

[illegible] qui [illegible] detrahit Falcidiam [illegible] ex q[illegible]

[illegible] integra legata, tenet[illegible] adimplere sine Falci[illegible] [illegible] testamenti [illegible] Falcidiam vide [illegible] fin. inst. d. lege Falcidia. [illegible] posse [illegible] [illegible] alciaa. car. 189.

[illegible]

Heres gravatus [illegible] ex nec restituere fructus interim percept[os] [illegible]
[illegible] restituendo [illegible] [illegible]
fallit in [illegible] casibus [illegible] [illegible] fallit [illegible]
[illegible] n° 2 [illegible] parte [illegible] fallit [illegible]
Socyn. reg. 170

Heres restituens [illegible] [illegible] [illegible] res talis
integra adiuerit hereditatem [illegible] restituere [illegible] [illegible]
heredis n[on] pot[est] [illegible] adire et restituere [illegible] et ea qua n[on] [illegible] fallit [illegible]
fallit in [illegible] casibus [illegible] reg. [illegible] n° [illegible]
[illegible] Socyn. in l. [illegible] [illegible]

Heres rogatus de rest[ituendo] [illegible] hereditatem [illegible] [illegible]
[illegible] quarta [illegible] [illegible] [illegible] pot[est] [illegible]
[illegible] falcidiam

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] [illegible]

[illegible] in [illegible]

[illegible] [illegible]

[illegible] [illegible] [illegible] vestre [illegible] [illegible] [illegible]

[illegible] [illegible] experientia qua [illegible] [illegible] [illegible]

[illegible] natio et [illegible] [illegible] tempo[illegible]
non ait vide diffinitionē aliō modo [illegible]
[illegible] valeat quā [illegible]

[illegible]

[illegible] honorē [illegible] persona [illegible]
[illegible] dilec̄ et [illegible] [illegible] plus [illegible]
[illegible] omniū honorū [illegible] futuro [illegible]

[illegible]

[illegible] oni et bo[illegible]
[illegible] orationi [illegible] [illegible]
[illegible]

Domini [illegible] ecclesie [illegible]
[illegible]

[illegible] mundatos aureos valet sine [illegible]
[illegible] se fam[illegible] cele[illegible]

Non no[illegible]
[illegible]

[illegible] ei fiat [illegible] voluntate et [illegible]
[illegible] volunt [illegible]
[illegible] valet [illegible]
[illegible] in [illegible] voluer[illegible] et [illegible]
[illegible] fac[illegible] sanc̄ eccles[illegible]

[illegible]

Donatio quia facti p

ne co ... et ... c. d. collatio.

... ad ... vales ... cenccrs

Donatio ... penni ...

... sanctis ... voluntate patris valet. Bar. in l. 2 ... donatio ...

... Donatio ... sacra ... donatio ...

... donatio ... ordina ...

... filii ... donatio facta ... donatio ...

Donatio ... in l. ... c. d. donatio ... donatio facta ...

Donatio illicita ... Rub. ... d. dona. ...

... rio facta ... ad usu fructu ... non ...

... Donatio ... d. dona. ...

... interuenit ...

Donationis duplex est ...

D. ... Donatio ... inter viuos ...

Donatio si fiat simpl[iciter] ...

... ca[usa] mortis ... inst. d. dona.

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

pactū nudū dr q stat in pacis et [illegible] [illegible] [illegible]
[illegible] vel q ex numerationata [illegible]

[illegible]

[illegible] Pactū nunc d̄ iure [illegible] an pariat actione [illegible]

Pacta [illegible] pariat actione [illegible] de pac [illegible]
canonico [illegible] pariat actione [illegible] de pact.

[illegible]

[illegible] fa [illegible] ut [illegible] suadeat no obseru [illegible]
[illegible] a iure [illegible]

[illegible]

Pactū d̄ futura successione [illegible]

[illegible]

pactu inter ... dot ... pactis naturalis obligatio exu-
11 in l. cu ... col. § C. d. iur. et facti ignor.

Pactum de no petendo an tollat actionem etiam ciuile.

12 ... istud, etiam ...
... ignoratione ... C. d. iur. et facti ignor.

Pactum quod non valet

13 ... non valet ... pactum quod C. d. pac.

... pactum ... C. d. pac.

... iuramento ...

Pactum factum quod non firmatur iuramento

14 ... iuramento ...

Pactum ...

15 ... in consil. ...

Pactum quod ... parti ...

16 ... parris l. ... d. pac. ... pactum tacitum quod inducitur a lege ex aliquo facto ...

Pacti vires quot sunt.

17 Pacti vires sunt quattuor pa[illegible] ut p[illegible] [illegible] tū [illegible] adiuuant qd [illegible] ꝯtinentia [illegible] adiiciunt [illegible] eliduat exceptionē [illegible] pacta [illegible] in [illegible] nulla [illegible] c. a pac

Pactū qn̄ apponit̄ incōtinenti qd ꝯueniat̄ iuxta ꝯtrā

18 Pactū qn̄ apponit̄ incōtinenti iuxta ꝯtrum, tūc ill[u]d pactū [illegible] noua [illegible] parit. Tex. in vetere [illegible] parte ff de [illegible] emp. Bar. in l. 2. C. de pac. inter emp. et [illegible] in ꝯtrib[us] stricti iuris qua [illegible] l. lege in 2 [illegible] C. de pac. et [illegible] C. de pac. bonefidei [illegible]

[illegible]

19 [illegible] habeat pactū [illegible] [illegible] [illegible]

[illegible] iuris vestitur coherentia contra[illegible] Paul. de Cast. in l. si

20 Pactū [illegible] ita [illegible] ff de leg. 3.

Pactū [illegible] incōtinenti [illegible]

21 Pactū [illegible] act. [illegible] C. de pac.

Pactū [illegible] vestit[ur] coherentia [illegible]

22 Pactū [illegible] vestiri accessorij. [illegible] vestitur [illegible] formari ab accessio[illegible] ut [illegible] a serv. [illegible]

[illegible]

[illegible]

[illegible] Bar [illegible]

[illegible] tantu valet cu scriptura quam sine [illegible] fall[illegible]

[illegible] quantu sine scriptura Bar [illegible] pactu qs [illegible]
24 [illegible] fide. C. d pac. fallit: qz [illegible] requirit scripturam [illegible]
[illegible] sed ut [illegible] Bar [illegible]
[illegible]

pact[illegible]

[illegible] Bar. [illegible] C. d pac. [illegible] inter [illegible]

pactu [illegible]

[illegible]

[illegible]

[illegible] successio [illegible] et qui non videt [illegible] distinguit [illegible]

facta [illegible]

[illegible] limitat. in q. casu [illegible]

in q. casu [illegible]

[illegible] in d. l. [illegible] consequens [illegible]

[illegible] in q. casib. [illegible]

[illegible] regula 274 [illegible]

dividenda et dispoita [illegible]

de cuius sindicatu agitur [illegible]

torii d. reg. iur. in [illegible]

[illegible] a jas. [illegible] d. gone [illegible]

[illegible] Ampliatur [illegible]

[illegible] in 15 et limitatur in 16 a Jo. Boloq. in l. fin. C. d. [illegible]

[illegible] in [illegible]

Fallit [illegible] invadit. Fallit in 5 ca. [illegible]

[illegible] 275 [illegible]

[illegible] uito

[illegible] pem inter [illegible] et [illegible]

32 [illegible] pactu siue conuentio facta

inter alios videlicet quod [illegible] moriente sine [illegible]
et [illegible] ~~[illegible]~~ [illegible] bona deferat tale pem valet [illegible] in consil.
CXXIX [illegible] ad [illegible] aliquis [illegible]
[illegible] [illegible] edi in 6 [illegible] circa [illegible]
[illegible] filii et inter [illegible] in fine C. de pac. [illegible]
in [illegible] pacta [illegible] pactu [illegible] est inter [illegible]
[illegible] quod no [illegible] appellare [illegible] 6 [illegible] appella no licet [illegible]
C. de temp. appella. Fallit in 2 casu [illegible] Crot. in l. [illegible]
n° 29. [illegible] de succedendo no obstante [illegible] sine inter patrem
et filiu valet [illegible] C. de inoffic. testam. Fallit in 3 casu ut
per [illegible] in [illegible] pactu [illegible] lib. 6 Fallit in [illegible]
[illegible] pactu de [illegible] juramento patris va
let et [illegible] est opinio [illegible] in l. [illegible]
[illegible] Fallit in 8 casu ut refert Plot. in [illegible]
[illegible] n° 296.

[illegible]

[illegible]

[illegible] nulli [illegible] test[illegible]

Testamenti factio [illegible]

[illegible]

Testam[entum] q[uo]d [illegible]

[illegible]

Testam[entum] de iure [illegible]

5 Testam[entum] [illegible] de iure [illegible] testam[entum] [illegible]

Testam[entum] factio [illegible]

6 Testam[entum] [illegible] [illegible] valet [illegible]
[illegible] circa [illegible]
[illegible] testam[entum] [illegible]
[illegible] inter lib[er]os [illegible]

i fin[illegible] familiaritatis [illegible]

[illegible] ad [illegible]
[illegible] testam[entum] [illegible]
[illegible] n[umer]o 30 infra.

[illegible]

8 [illegible]
[illegible] Fulli [illegible] not.
[illegible] Alex in [illegible] n[umer]o 4 [illegible] q[uod] testam[entum] facere poss[illegible]

[illegible] inst. ff. de testam. [illegible] etate [illegible] ff. de testam. [illegible] testam. [illegible] testari [illegible] nisi [illegible] in [illegible] [illegible] C. de testam. [illegible] Fallit in [illegible] ff. de testam. [illegible] aliquam [illegible] Alex. [illegible]

Discretus [illegible] testam. facere poss. in [illegible] non [illegible] testari [illegible] ff. de testam. et inst. [illegible] non est [illegible] testam. [illegible] non [illegible] testari [illegible] facere poss. [illegible] Alex. [illegible] testam. [illegible] non [illegible]

10 Testam. factum pupillari etate [illegible] non revalescit [illegible] inst. de testam. [illegible] filius ff. de [illegible] filius fam. ff. de [illegible]

Testam. quod dr. falsum.

[illegible] C. de [illegible] subiugit [illegible] testam. [illegible] quenda [illegible] ultima [illegible]

Testam. cui [illegible] quod est nullum.

[illegible] est nullum [illegible]
12 [illegible]
[illegible]

... statuit ...

13 ... circa ... mittatione ... in testam ... ...

bonis suis lib a testam

... pot. l. 6. 4 ...

14 ... et in gne et in ... ...

Testam qn nil ... inter libero

15 Testam imperfectu ... valeat ... nil ... inter ... bi Bar ...
... l. fin ... ...
... Rub ... 12 ...

Testam qn ...

16 Testamentu no pot valere sine heredis institon
...

testam

[illegible] per [illegible]

Testam[illegible] [illegible] primus gradu [illegible] [illegible] posthum [illegible] substitutus [illegible] q[illegible] no [illegible] [illegible] cu [illegible] [illegible] [illegible] no [illegible] in q[illegible] [illegible]

[illegible] q[illegible] posit [illegible]

8 [illegible] a judice [illegible] publicari [illegible] [illegible] no [illegible] [illegible] ubi dicit [illegible] baptiz[illegible] de facto [illegible] q no [illegible] [illegible] no [illegible]

vide Bar. diffinq. [illegible]

Testam. [illegible] iure possint declarare [illegible]

[illegible] iure possint irritare alienu[illegible]

vide Bar. Diffinq.

[illegible]

Contestatio [illegible] ... [illegible] in [illegible]
[illegible] filia [illegible] ... [illegible]

[illegible] testamento [illegible] an et [illegible] adeat [illegible] [illegible] filiusfamilias [illegible]
[illegible] sub [illegible] vivit [illegible] aliq. [illegible]

27 testamento [illegible] ... [illegible] ad eq. nimis [illegible]
[illegible] at filiusfamilias [illegible] vide [illegible]
[illegible]

28 testamento [illegible] ... [illegible] habeat [illegible]
[illegible] ... [illegible]
[illegible] n. 4 [illegible]

[illegible]

29 [illegible]

[illegible] qui [illegible] testari [illegible]

30 [illegible] an et [illegible] possit filiusfamilias [illegible] Alex. in l. neme n. [illegible]
facere [illegible] ... [illegible] possit testari l. neme [illegible]
[illegible] filiusfamilias possit testari in [illegible]
[illegible] imperiali [illegible] ... [illegible] filii
liber. Alex. [illegible] ... [illegible] possit [illegible] testar. [illegible] filii
familias [illegible] non retinet filios in potestate [illegible]
[illegible] potestate [illegible] Romanorum [illegible] ... [illegible] n. 5 [illegible]
per filiusfamilias [illegible] ... [illegible]
[illegible] ... [illegible] heredem [illegible]
[illegible] Nap. [illegible] ... [illegible] Nap.

[illegible]

Scriptura sacra [illegible] [illegible] nisi [illegible] [illegible] consuetudo contradicat [illegible]

Scriptura [illegible] fuit [illegible] [illegible] ipsa [illegible] [illegible]

[illegible] peccata [illegible]
[illegible]

8 De [illegible] in Rub. ff. d. pba [illegible]

9 [illegible] legis condendę probat Dec [illegible] ad. l. in q. sh.

10 [illegible] et [illegible] ac [illegible] ipsis, non tota scriptura [illegible] Fallit contra a [illegible]
[illegible] caltru. [illegible]

11 Scri[illegible] [illegible] vide [illegible] n° 25 [illegible]

12 [illegible] ecclesiae volumi. a

13 [illegible] non est adhibenda fides, nisi quo [illegible]

[illegible]

[illegible] nō q̄ nō dat' parti

Dilatio q̄ [illegible] dat' parti [illegible] [illegible] doctoru[m] advocati [illegible]
[illegible]

Dilatio q̄ dat' parti.

Dilatio datur parti ad [illegible] advocatu[m] [illegible]
[illegible] & finali [illegible]

Dilationes in criminalib[us] [illegible] actori et [illegible] Reo

Dilatione [illegible] de [illegible] et Reo [illegible] ad [illegible] causae cognitione [illegible] ad repeti [illegible] querela

[illegible] an [illegible]

[illegible]

[illegible] in causis criminalibus debet esse [illegible]

[illegible] Probanda [illegible]

Reatitia [illegible]

probatio cui [illegible] an vero [illegible]

[illegible]

[illegible]

[illegible] an [illegible]

probatio [illegible]

vel [illegible] publi[illegible]

Modus probandi [illegible]

[illegible] probare quod [illegible]

probare si aliquis vult [illegible]

difficili [illegible]

secura [illegible] parti [illegible]

[illegible]

Probatio [illegible]

probatio [illegible]

Probatio, [illegible]

Probatio quid est

probatio [illegible] rei dubiae [illegible] argumenta ostensio [illegible] hec dist [illegible] instantia [illegible] [illegible] [illegible] testes [illegible] disputationis [illegible] aut [illegible] probatio [illegible] testes ple [illegible] indicia [illegible] praesumptiones [illegible] probatio [illegible] rei dubiae in iu dicio [illegible] [illegible] de [illegible]

[illegible] dist [illegible]

12 probatio [illegible] accusa [illegible] probatio [illegible] evidentia [illegible] accusa [illegible] [illegible] [illegible] [illegible] [illegible] sext. [illegible] [illegible] praesumptionibus [illegible] quarto [illegible] confessione [illegible] quartum [illegible] [illegible] [illegible] quinto [illegible] antiquorum [illegible] [illegible] [illegible] [illegible] [illegible] cum [illegible] septimo [illegible] [illegible] praesumptionis [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] confessoria [illegible] quaestiones [illegible] testibus et fide tabularum [illegible] [illegible] significa [illegible] vide [illegible] [illegible] [illegible]

Probatio facta in [illegible] [illegible] Aureli [illegible]

Probationes ad hoc ut [illegible] q requirit

14 Probatione [illegible] a probatio [illegible] cauta esset commissa sola [illegible] veritate in [illegible] a requisitis juris [illegible] et [illegible] probabili [illegible] et [illegible] in [illegible] probatione

[illegible] probatione la 2 [illegible] ratio [illegible] Hypoti [illegible] 499 [illegible]

probatio cui incubit

incubit probatio et non neganti 1 2 [illegible]

Approbari q̄ debent

Quod omnes tangit, debet ab omnibus approbari c. quod oes d reg. iur. in 6.

Cu ius sit certu, no eget pbatione l. 2. ff d iur.

[illegible] q no dicatur legitima

Probatio [illegible] no dicitur legitima neq pbante relevat, [illegible] l. [illegible] et l. matre [illegible] [illegible] l. 2 [illegible] Tab. tex. in c. in [illegible] [illegible] [illegible] in c. cu tu. d Testib.

[illegible] a iudice in forma iudi[cii] [illegible] diffinitiua d[icitu]r illa q[ue] diffinit principale negotiu[m] [illegible] [illegible]

Pot[est] ferri de nocte nisi in[illegible] [illegible]

[illegible]

1 [illegible]

[illegible]

[illegible] Snia lata ex proc[ess]u [illegible] [illegible]

4 Snia lata ex [illegible] [illegible] [illegible] no[n] [illegible] in [illegible] [illegible]

[illegible] Snia lata [illegible] [illegible] q[ui] no[n] [illegible] [illegible] [illegible]

5 [illegible]

[illegible]

Snia lata sup[er] exceptione q[ue] inducat exceptione[m] rei iudicate

[illegible] lata sup[er] exceptione inducit exceptione[m] rei iudicate [illegible] postea [illegible]

[illegible]

Sententia lata [illegible] [illegible]

[illegible]

Snia lata p[er] iudice[m] q[ui] no[n] valet

[illegible] sententia lata p[er] iudicem nisi [illegible] non valeret [illegible] esset snia bona et recte [illegible] [illegible] in [illegible] et si snia in [illegible] [illegible]

[illegible]

[illegible] Snia [illegible] perfecta [illegible]

Snia [illegible] lata [illegible] [illegible] [illegible]

Snia lata sup[er] futuro dependente a [illegible] valet

Snia lata sup[er] futuro [illegible] a [illegible] valet [illegible]

Snia lata sub libello no[n] co[n]tinente certa[m] quantitate[m] q[uo]d est valida.

12 Snia [illegible] valida est [illegible] possit postea [illegible] [illegible]

[illegible]

Sententie que non valet

3 Sententia que [illegible] vel per relationem [illegible]

[illegible] hec sententia [illegible]

[illegible] dicunt [illegible] sententia [illegible]

[illegible] sententia [illegible] non [illegible]

[illegible] sententia vel [illegible] facta [illegible]

valeret [illegible]

[illegible]

Sententie que rescindantur an sit [illegible]

4 Sententia que [illegible] [illegible] sententia est [illegible] [illegible]

Sententie que rescindi vel revocari non possunt

5 [illegible]

[illegible] rescindi [illegible] non revocantur [illegible]

[illegible] vide [illegible]

Sententia in quibus casibus revocari potest

6 Sententia in quibus casibus [illegible]

[illegible] sententia revocatur [illegible]

[illegible] testes [illegible] sententia [illegible]

[illegible] rescindi non posse.

à Snia ꝯ̃ nullitatē an possit appellari vel licet [illegible]

17 Snia ꝯ̃missarij quatenus nō liceat appellare tñ a snia [illegible]
[illegible] et Bar. in l. [illegible] interdicū ff a qb⁹ appell. nō lz.

Snia diffinitiua quū hz vim legis.

18 [illegible] maiis [illegible]
hz [illegible] et [illegible] Bar. [illegible]
[illegible] et [illegible]

Snia qn ꝯ̃ vitiat

[illegible] l. [illegible]
[illegible]
[illegible]

Snia diffinitiua [illegible] valet sine citatione

[illegible] lata [illegible] valet vtraq parte [illegible]
20 [illegible] in l. [illegible] col. [illegible] in l. si acusatori [illegible]
[illegible] qua [illegible] C quo et qn [illegible] ff. in l. tenor in ult
[illegible]
col. et [illegible]

Snia in [illegible] iudicio lata an [illegible]

Sententia in primo iudicio [illegible] exeu [illegible]
21 [illegible] l. fin. ff à euictio et l. [illegible]
[illegible] [illegible]

Snia lata [illegible]

22 [illegible] corruptione ad hoc vt sit nulla tria
[illegible] aduersarij corruperit intercesserit [illegible] aduoca
[illegible] cū [illegible] lectio ꝙ snia fuerit lata
[illegible] in l. si [illegible]
[illegible]
Aduoca [illegible]

22

[illegible] q̄ rescindi vel revocari possit

Snia lata [illegible]

[illegible]

[illegible]

[illegible] no recipi [illegible]

[illegible] cede

[illegible]

C Qnt appella no recipit [illegible]

[illegible] appella no [illegible]

[illegible]

[illegible] que a sua sata [illegible]

[illegible] no est nulla

[illegible] appellan [illegible]

1 [illegible]

[illegible]

4 [illegible]

5 [illegible]

6 [illegible]

... aū liberat. penitore.

8 culpa ... ad casu liberat deliberat ... debitor ... hoc pulchre tangit Deci. in l. q re co. ... ff si cer. pet. et l ... ff de actio. et oblig.

culpa aū no liberat depositaria.

culpa no ... ad casu no deliberat depositariu ... casu agit ... re restitui ... depositu ff depos ... Deci. in l. q re ... col ... ff si cer. pet.

culpa ordinata quid operat.

... culpa ... ad casu ... ff de verbo. oblig.

atq culpe finis quid est.

... ff ... no intelliqu ... ...

... magna quid est

12 Culpa magna dolus est. l. magna negligen...

Culpa. 52

sine culpa q̄s nō dr̄ esse.

[illegible] sine culpa nō [illegible] qui [illegible]
q̄ sine culpa a [illegible]

[illegible]

[illegible] d cum [illegible]

[illegible] mag [illegible] in Regi [illegible] omni [illegible]

[illegible] emancipatione [illegible]

[illegible] terrarum finita adoptione vel in [illegible]

[illegible] adoptiva

[illegible]

[illegible] autoritate [illegible]

[illegible]

[illegible] fratrem [illegible]

[illegible] tamen [illegible]

[illegible]

Adceptari q̃ ꝓfessus non sit

Non pot qs adceptari ut frater [illegible] nec apud [illegible] indi [illegible]

Pueri appellatione qd venit

[illegible] pueri appellatione qd venit [illegible] ff de verbo. et rer signif.

Pueri et puelle [illegible]

[illegible] usq ad 30 annu [illegible] legate pueris alimenta l. mela ff de alim. et cib. leg.

Pueri appellatio [illegible] vide tex. in l. pueri ff de verb. et rer. signif.

[illegible]

[illegible] matrimonij [illegible] ubi Bar. ff. d. adolf. [illegible]

[illegible]

[illegible] *latitu* [illegible]

[illegible]

[illegible] *quae* [illegible]

A [illegible]

[illegible] *an* [illegible]

[illegible]

5 [illegible] *stancem est* [illegible]

[illegible]

[illegible]
[illegible]
[illegible]

[illegible]

to sciat aliquam [illegible] ponere cum [illegible] non [illegible]
et adop[illegible] et non tantum per [illegible] [illegible]
vel [illegible] emancipate ut [illegible] consensu et [illegible] non [illegible]
[illegible]

[illegible] ac nationem [illegible]

[illegible] positum [illegible]

[illegible] instrumentum
[illegible] parte [illegible] inscriptionem [illegible]
[illegible] non exprimat 6 [illegible]

[illegible] possit [illegible]

Emancipatio et acceptio [illegible] jurisdictionis [illegible] adoptio [illegible]

[illegible]

Emācipatio q̄d facit

Emancipatio facit locū vulgari [illegible] titioni casus est in [illegible] intelligēdo [illegible] pupillaris [illegible] esset extraneus vt ibi p̄ Bar. in col. iij q̄ tamē [illegible]

[illegible] Bal. in l. 2 c. vt lite pēdēte.

[illegible]

Bonorū possessio quae transit ad heredem et quae non

Bien[illegible] id heredem [illegible]
[illegible] 3 mo[illegible]
[illegible] emancipata [illegible]
[illegible]

Bonorū possessio quomodo datur.

Bonorū possessio non [illegible] dari nisi iuris ordine servato Bar. in l. [illegible] C. de exe[cutione]
rei iudi[ca]tae. et in l. si pacto in 3 lec. C. de pac[tis].

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Bonorum possessio a quo fuit inventa et introductum fuit.

[illegible] possessio fuit inventa a pretore [illegible]
iure civili [illegible] int. de bono. [illegible]
fuit et iure pretorio solum [illegible]
[illegible]

[illegible] in tab. [illegible]

[illegible] possessio sine tab. de iure pretorio coeperit [illegible]
[illegible] int. de bono. possess. et ibi clare [illegible]

Bonorum possessio [illegible] operat.

[illegible] vero pretorii [illegible]
int. de bono possess.

[illegible]

[illegible]

[illegible]

[illegible] ex[illegible] et [illegible] Ter. Inst. de bono. poss. [illegible]

Bonorū possessionis [illegible]

[illegible] bono. poss. [illegible]

[illegible] trall. liberi et parentes. [illegible]

[illegible] ad [illegible]

[illegible] liberi et parentes [illegible]

[illegible] certi die[illegible]

[illegible] certi dies [illegible]

[illegible] poss. [illegible] intra annū agnoscere bono. possessionem [illegible]

[illegible]

[illegible] modo formadi facti appellat[illegible] contractus citra co[n]ferverat

[illegible]

[illegible] et [illegible]

[illegible]

Contractus fieri q[uod] possit in Ecclesia [illegible]

a Contractus [illegible] fieri in [illegible] ad eccl[es]i[a]s [illegible] et valet [illegible] pietate et [illegible] [illegible] ecclesia [illegible] contractus [illegible] venditio et [illegible] fieri in eccl[es]ia et [illegible] peccat [illegible]

contractus emptionis rei stab[ilis] eccl[esi]ae celebrati forma n[on] servata an valeat

[illegible] sufficat [illegible] fa et [illegible]

contractus qui n[on] valet [illegible]

[illegible] valet [illegible]

[illegible]

[illegible] innominat[illegible]

Contractus [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

ut anq. cosstit

12 contractus sive qui . facti ut in pacto cōsistit ... 10
ut ... Bar. in Rub. ... d obl.

... ...

12 Contractus ... cōtrahunt ... in implētōn oration ...
... vna pars ...
... ... ad ...
... ...
ut est insinuatio nuac ... Bar. ...
... ... d. obliga
... in Rub. ... d. obliga

... ...

... ...

15 ... ... formul a apero ... Negotium ...
... ... semel placuit ...
... Cod. ...
... ...

[illegible]

[illegible]

[illegible] ferio.

Contract[illegible] [illegible]
Vide Bar. in cons. [illegible] col. [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

A[illegible]ratio [illegible] vasis modis [illegible] [illegible] oia [illegible] alienauit

[illegible]

[illegible] a [illegible] [illegible]

[illegible] [illegible] [illegible] forma [illegible]

[illegible] alienatio [illegible]

[illegible] q[illegible] nō pot fieri [illegible] vellint alienari [illegible]

[illegible] [illegible] bona pupillorum [illegible]

[illegible]

[illegible] [illegible] a col [illegible]

[illegible] [illegible] [illegible] alienare

4 Sex casib[us] nullo modo [illegible] prima [illegible] [illegible] eccl[es]ie [illegible] q[ua]n[do] res immobil[is] [illegible] ex [illegible] col [illegible] [illegible] [illegible] eccle[sie] Tertius qu[illegible] [illegible] [illegible] eccl[es]ie [illegible] quintus est q[uando] [illegible] alienatur [illegible] [illegible] [illegible] [illegible] col [illegible]

[illegible] ecclesie q[ua]s [illegible]

5 In Alienatione rer[um] [illegible] eccl[es]ie de[illegible] [illegible] debere[illegible] [illegible] [illegible] [illegible] hoc [illegible] [illegible]

[illegible] o [illegible]

[illegible]

[illegible] fuerit talem [illegible]

[illegible] interdicat [illegible]

[illegible]

[illegible]

do [illegible]

poss. [illegible]

vallem [illegible]

vt [illegible]

pot alienari [illegible]

vel in dote dare ff [illegible]

[illegible] item

[illegible] res permuta in vbo insinuat[illegible]

[illegible] casib⁹ possit alienari vt not[illegible] [illegible] alienari res ecclesie not [illegible]

ecclesie res in [illegible] casib⁹ [illegible] sac. san. eccle.; et qb⁹ casib⁹ [illegible] res ecclesie [illegible] ff omnes [illegible] possit alie

~~[illegible]~~ [illegible] sac. san. eccle. [illegible] res ecclesie [illegible]

in [illegible] [illegible] ius permuta [illegible] l. [illegible] sac. san. eccle. [illegible]

nari seruata debita solennitate. [illegible]

[illegible] qb⁹ modis fiunt

[illegible] V [illegible] vno [illegible]

[illegible] vt in l. alienationis ff [illegible]

[illegible]

mit alienatio [illegible]

[illegible] per translatio [illegible]

[illegible] usucapionis [illegible] alienationis [illegible]

[illegible] necessaria ut non [illegible]

pre ff [illegible] leg. 2

ite[illegible] alienatio quando non pot fieri [illegible] res non [illegible] alienari.

[illegible] ite res ecclesie [illegible]

[illegible] non por[illegible]

R. [illegible] nullo titulo poss alienari etiam sub colore officij colorati
tinopolitane immobiles [illegible] augeri et primonium ecclesie matris fidei servetur illesum
l. jubemus c. de sac. san. eccle. ite Res immobiles cuiusque ecclesie [illegible]
[illegible] vel pignorates [illegible] aliunde vero [illegible] pignoratur vel alien[illegible] de
bito urgente [illegible] solemnitate posita in [illegible] sac. san. eccle.
ite Res eccle. [illegible] nisi in sex casib. nullo modo alienari poss. ut not. [illegible] huius
[illegible] in ethe perpetuo c. de sac. san. eccle. [illegible] usufructus ecclesie [illegible] res poss
alienari hoc pacto [illegible] fructu finito reddat res. l. jubemus § sane il 2 c. de sac.
eccle. et requirit [illegible] in scriptura [illegible]

[illegible]

Aditio hereditatis [illegible] morte, q fiat [illegible] pro [illegible] [illegible] [illegible] l. [illegible]

[illegible] et pro eo adire [illegible] ad [illegible] [illegible]

[illegible] in plena pupillo [illegible] [illegible]
[illegible] tutor [illegible] [illegible]
[illegible] [illegible]
[illegible] [illegible] et [illegible] [illegible] [illegible]

[illegible]

[illegible] aut facto hominis aut ipso jure. si facto hominis, hoc est [illegible] vel de jure pretorio de jure civili et hec per aditionem [illegible]
et heredis [illegible] ad Trebel. vel bono. possess. [illegible] [illegible]
[illegible] non potest fieri sub conditione.

Hereditatis aditio sub conditione fieri non pot. [illegible] actus [illegible] [illegible] [illegible]
§ fin. [illegible] [illegible]

[illegible]

+ Possessio [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] aditionem hereditatis Bar. in [illegible]

[illegible] [illegible] filia vel [illegible]

[illegible] satis est [illegible] [illegible] [illegible]
[illegible] aditio hereditatis [illegible]
[illegible] aditio [illegible] in bono [illegible]
[illegible] [illegible]
[illegible]
[illegible]

[illegible]

... [illegible] ... ssionis

... jura a. rata acq[illegible] ... [illegible]

... in[illegible]o in [illegible] ... [illegible]

[illegible]

Nolo adire [illegible] vel nolo esse heres. [illegible] est quod verbum nolo adire non inducit repudiationem: [illegible] ista [illegible] multi [illegible] [illegible] negat C. [illegible] libro 4 [illegible] et Jas. in l. quod se patris [illegible] in [illegible] negat [illegible] [illegible] Jas. et [illegible] et maxime [illegible] [illegible] tenet [illegible] quod [illegible] non [illegible] [illegible] adire [illegible] repudiationem. et ad hoc [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] concedit repudiatio [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] fieri [illegible] [illegible] [illegible] [illegible] [illegible] dicere [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] repudiavit amplius adire non [illegible] [illegible] nemo [illegible] [illegible] semel repudiavit amplius adire [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] verba nolo non inducit [illegible] Karenta [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in l. repudiationem limitat [illegible] [illegible] [illegible] l. quod se patris C. unde liberi.

Volo adire non inducit aditionem [illegible] in 3 casibus quos not. Bolog. in l. quod se patris C. unde liberi nº 99 et seq. ubi latissime

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Pupillus qs dicat

Pupill[illegible] definit q̄ in potestate patris [illegible] one, et sic pupillus dr̄ cum filius aut morte patris [illegible]
prem l. pupillus, ff. [illegible]

Pupillus qs nō dicat

[illegible] nō est q̄ in utero est. l. nō est pupillus [illegible]
[illegible]

pupillus qd nō pōt facere sine authoritate tutoris et qd sic.

Pupill[illegible] hereditatē cum locupletem sine tutoris authori[illegible] [illegible] attin[illegible] Tuto-
rare [illegible] efficit meliorem, va
[illegible] sine tutoris authoritate [illegible]
[illegible] vel actioni cedat. factum
deteriore [illegible] [illegible]
sine tutoris authoritate nō tene[illegible] an pupilli [illegible]
in his [illegible] litione, que pōt habe
melior vel deterior [illegible] illo sine tutoris authoritate [illegible]
[illegible] licetur
net. vt in dictis [illegible] et l. pupillus. et vide [illegible] iam a
ff. de acq. heredi. l. [illegible] et l. pupillus. [illegible]
reg iur.

[illegible]

Stipulatio [illegible]

[illegible] stipulam et i[illegible] in pri[illegible]
[illegible] rationi [illegible]
[illegible] complementi [illegible]
[illegible] imperfectum
conditio affirmativa [illegible]
[illegible] stipulatio [illegible]
[illegible]
[illegible] obliq. Fallit in [illegible] casibus [illegible] et efficax [illegible] valent.
[illegible]
[illegible] ubi[illegible]
facultas est nulla [illegible] stipulatio [illegible]

Stipulatio penalis non vi[illegible] pacti nudi sui cohaerentia.

3. Stipulatio penalis non [illegible] pacti nudi principali sui cohaerentia [illegible]. [illegible] in l. [illegible] C. de pac.
[illegible] quaedam [illegible] jur. [illegible] pacto [illegible]

Stipulatio penalis a qua incipit [illegible]

4. Stipulatio [illegible] incipit a pendenti quaestione [illegible] facta [illegible]
[illegible]

5 [illegible]

6. Stipulatio interposita [illegible] ad interesse [illegible] interesse

[illegible] donationis
[illegible]

[illegible]

[illegible] q̄ [illegible]

8 [illegible] alferius [illegible] conv[illegible] [illegible] [illegible] [illegible]
[illegible] [illegible]
[illegible] [illegible]

[illegible] q est diuina et q [illegible]

9 [illegible] est [illegible]
[illegible]
[illegible] quantitate [illegible] diuina [illegible]
[illegible] casus [illegible]
[illegible]

[illegible] ad [illegible]

[illegible] praedica[illegible] [illegible]
11 [illegible] [illegible] diuersitas [illegible]
[illegible] [illegible]
[illegible] [illegible]
[illegible]
[illegible]
[illegible]
[illegible] [illegible] diuersitas [illegible]
[illegible] aliquid [illegible] diuersitati [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible] ca [illegible]

Qd nō vitiat

11 ... causa ... pemo nō vitiat ... ī materia ...

12 ...

13 ...

14 ...

15 ...

16 ...

[illegible]

17 [illegible] ... [illegible]
... munt. [illegible]

18 [illegible] ... intelligi aut valere [illegible] ...
[illegible] ... obliga[illegible] ... [illegible] ...
[illegible] ... ad finem.

[illegible] res [illegible] non possunt.

19 [illegible]
[illegible]
[illegible] ... in [illegible] ... vel [illegible] ...
[illegible] ... nobis [illegible] ...
[illegible] ...

[illegible] valet · s · qm no est [illegible]

[illegible] item [illegible]

[illegible]

20 [illegible]

[illegible]

quare [illegible]

[illegible]

et limitat in [illegible]

ōtō

ōtē qd stipulatiōne vīnur

4 Respondit ... interrogationi ... stipulatio ... simplex ... sum ... verbo obligatur ... intermedius ... stipulatio ... verbo obliga... in quibus casibus ... Nota in ... verbo obliga...

Stipulō qn dr certa: et qn incerta.

2 Stipulatio dr certa qn continet ... in substantia ... incerta ... Alex. ... l. stipulationum n° 2 ... in 2 ... verbo obliga.

Stip[ulati]o q[uae] inducat nouatione[m].

23 Stipulatio [illegible] [illegible] [illegible] qua prima [illegible] nouatione[m] [illegible] [illegible] A d[icta] [illegible] Fallit [illegible] [illegible] [illegible] in d. l. col. 2 Fallit in 4 casib[us] q[uo]s not[at] [illegible] [illegible] in additio[n]i.

Vim stipulationis q[uae] [illegible] [illegible].

24 Patientia simplex in iudicio [illegible] in vim stipulationis l. [illegible] in hac. C. de episcop[is] et cler[icis] [illegible] et limitat[ur] in 4 [illegible] q[uo]s not[at] Ripa. in l. n°3 [illegible] et limitat[ur] in 5 [illegible] Galiau. in d. l. n°3.

25

-blo literat causat ex dup ci causa

[illegible] causa [illegible] et [illegible] ... in ... cer. pet. et tor. in 8 cum emprunt n° 8 inst. et littera. oblo
solo litterata est Seru[illegible] ... cum[illegible]

2. [illegible] est [illegible] circumscripto [illegible] et ita
not [illegible] in [illegible]

[illegible], [illegible]

Materia est una [illegible], ut in [illegible] [illegible], in [illegible] [illegible] consensus [illegible] [illegible] alterius re operis causa habet [illegible]

[illegible]

[illegible] [illegible]

[illegible] [illegible] d. leg. 3.

[illegible] [illegible] venit

[illegible] [illegible] significat.

obligatio ~~[illegible]~~ naturalis potest considerari dupliciter.

[illegible] effectus tribuere [illegible]

[illegible] naturalis ex [illegible] causa

[illegible]

a re [illegible] ad potest [illegible] contra quam [illegible] venit

obligatio [illegible] contra quam venit [illegible]

[illegible] habet [illegible]

1 obligatio [illegible]
[illegible] falsi [illegible]

5 [illegible]

6 [illegible]

7 obligatio [illegible]

[illegible] naturali

8 [illegible]

9 [illegible]

10 [illegible]

[illegible]

[illegible] 12 [illegible]

15 [illegible] adiudicatione [illegible] [illegible]

[illegible]

14 [illegible]

[illegible]

in obligatione generali [illegible] ad non venit

in obligatione generali [illegible] veniunt ea [illegible] non esset in specie [illegible] obligatione [illegible] pigno[ra]

[illegible]

17 [illegible]

18 [illegible]

19 [illegible]

20 [illegible]

21 [illegible]

22 [illegible]

23 [illegible]

24 [illegible]

[illegible]

25 [illegible]

[illegible] ad Israel

[illegible] francisco [illegible]

[illegible] pena [illegible]

[illegible]

[illegible]
[illegible] aduocati et [illegible] placitu
[illegible] castre[illegible] [illegible] fit salariar. rex
[illegible] et rauit [illegible] aduocati [illegible] deuot [illegible]
[illegible]
am[illegible]

[illegible]

3 [illegible]

4 [illegible]

[illegible]

Permutatio [illegible] permutatio [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] de leg.

Permutari qui possint et qui non permutare

Dicta permutatio [illegible] utriusque [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] que non beneficia [illegible] [illegible] [illegible] [illegible] [illegible] alia, dummodo [illegible] [illegible] permutatio [illegible] [illegible] item cum [illegible] vel [illegible] not. [illegible] capitu [illegible] [illegible] [illegible] permut. [illegible] sed et permutare [illegible] alia ecclesia permutatio est permissa. [illegible] lia, dum illa permutatio fiat [illegible] [illegible] ire permutare pot una [illegible] [illegible] una contra aliam restituetur. [illegible] ire sibi invicem [illegible] [illegible] tatem utriusque ecclesie: [illegible] san. eccle. [illegible]

[illegible] *ius q̃ di* [illegible]

2. [illegible] *et* [illegible]
[illegible] *lib.* [illegible]

collega a quo dicatur:

colleg[illegible] [illegible] dicti [illegible] a colligatione societatis vel [illegible]
amicitie [illegible] [illegible] ite q fidelis in offto alterius partis [illegible]
[illegible].

co[illegible] [illegible] q venitur.

collegarum appellatione ij continet q sunt eiusdem [illegible]
collegarum [illegible] [illegible] [illegible] significa[illegible].

Pignus [illegible] ult [illegible]
[illegible] finiat
[illegible] solo co[n]sensu [illegible] co[n]sensu [illegible]

Pignus solo co[n]sensu [illegible] et nova p[er]sona [illegible] [illegible] nulla [illegible] pignore.

In pignore g[e]n[er]ali vel Hypotheca q[uod] bona co[n]tinet

In Generali pignore, vel Hypotheca bonoru[m] presentia et futura
3 co[n]tinet [illegible] pig[nus] [illegible] poss[essio] ampliat[ur] in 7 casibus
et limitat[ur] [illegible] pignus in 2 [illegible] ampliat[ur] in 6 et limitat[ur] in 5
[illegible] et Hypothe[ca] n[umer]o 2.

q[uod] Res pignora[ta] [illegible]

4 Res propria pignorari no[n] p[otes]t [illegible] si rem aliena[m] [illegible] [illegible]
Fallit in 2 casibus q[uo]s not[at] Dec[ius] in l. neq[ue] pignus [illegible]

Pignus licet minus valeat qua[m] sit pecunia debita, no[n] tame[n] [illegible]
creditori lice[t] pigno[rari] nota tn [illegible] patria foriulij ~~[illegible]~~ [illegible]
hec lex [illegible] nota tn [illegible] veneti [illegible] et [illegible]
[illegible] obligatio personae

Pignus ab [illegible] hypotheca in [illegible]

5 Pignus et hypotheca quantum ad actionem [illegible]
[illegible] serviana [illegible] actio [illegible]
[illegible] ind. [illegible] serviana.

6 [illegible]
[illegible] limitat [illegible]
[illegible]

Pignus a quo est appellatum

7 Pignus [illegible] vel quod pignori dantur [illegible]
[illegible] pignus proprie
[illegible] mobilis constituitur [illegible] et rer. significa.

Pignus in quo consistit

8 [illegible] vider. [illegible]
[illegible] rer. significa

Appellatione liberorum quid contineatur

i liberorum appellatione omnes liberi continentur l. liberorum appellatione f[...] ... et nepotes [...]significa[...]

[illegible] ... tam in vocabulo utriusque [illegible] ... [illegible]

[illegible] vero concedit [illegible] determinatam [illegible] peccatum [illegible] concedunt vero nequaquam [illegible] commodatarius [illegible]

[illegible]

[illegible] alio ut commodatarius [illegible] causa [illegible] tamen ut dixi [illegible]

2 [illegible] pecuniam [illegible] tenet' [illegible]

[illegible]

[illegible] commoda[illegible]

[illegible]

4 [illegible]

[illegible]

[illegible]

5 [illegible] communément [illegible]
[illegible]

Tugurij appellatione quid veniat

1 Tugurij appellatione [illegible] magis custodiendi conveniat q[uam] [quod] urbanis [illegible] Tugurij ff d[e] verbo. et verb. significa.

Tugurium a q[uo] est dem

2 Tugurium a [illegible] et q[uod] [illegible] Tugurij ff d[e] verbo. et verb. significa.

[illegible] XX inter absentes [illegible] C. [illegible] 30 [illegible] ut d. l. [illegible]
notissimi [illegible] qui [illegible]
[illegible]

prescriptio in prescribenda libertate a servitute urbana [illegible]

2 In [illegible] urbana [illegible]
[illegible]
in prescribenda libertate a servitute rustica ut l. sequent. [illegible] Bal. [illegible]

[illegible] facto [illegible] et mixta [illegible]

[illegible] et mixta reyne beneficiis ultra titulum verum et puram [illegible] C. de usucap. [illegible] et [illegible] bona et Bal. in l. naliter [illegible] de usucap.

prescriptio XXX anno quando non currit

[illegible] ut l. sicut C. de prescrip. XXX anno et Bar. [illegible] 12 [illegible]

prescriptio [illegible] non fit

[illegible] de usucap.

5 Res vitiosa non pot usucapi nec prescribi

in prescriptione quae [illegible] acquirit

[illegible] in prescriptione acquirit [illegible] in usucapione vero acquiritur [illegible] 2 C. de pac. [illegible]
[illegible]

prescriptio in quo cadit

7 prescriptio cadit in re [illegible] usucapio vero cadit [illegible] 2 C. de [illegible] tempore [illegible]
[illegible] usucapio cadit in re mobili [illegible]

[illegible]

8 Ecclesia et [illegible] donationibus [illegible]
[illegible] inter [illegible] ubi Bar. in [illegible] C. de [illegible]
[illegible] et civitate [illegible]
[illegible] sac. san. eccl. [illegible]

prescriptio quando [illegible] citatione [illegible]

[illegible] Bal. in l. fin. in [illegible] C. [illegible] Bal. in l. [illegible] quiet. [illegible] l. sicut C. de prescrip. [illegible] et Bal. in l. [illegible] aliqua non interrump. [illegible] falsa in [illegible]

[illegible] cum noie suo et [illegible] tempore si credit [illegible] [illegible] [illegible] dicta cum [illegible] annorum [illegible] [illegible] vacavit [illegible] quarta decime [illegible] [illegible] [illegible] dictam ecclesiasticorum XI annorum [illegible] [illegible]

[illegible]

expurgna [illegible] [illegible] [illegible] vitio [illegible] novissime [illegible] a [illegible] possessore [illegible] [illegible] patronatus [illegible] [illegible] in [illegible] curie [illegible] jure [illegible] [illegible] eam [illegible] [illegible]

Praescriptione [illegible] an sint necessarie legato annuo Bar. in l. [illegible] [illegible] ff. de aquir. [illegible]

[illegible] procedit [illegible]

[illegible] a jure comit [illegible] an [illegible]
[illegible] ne prohibit [illegible]
[illegible] administratio [illegible] liberat [illegible]
[illegible] praescriptio [illegible] causa [illegible]
[illegible] currit [illegible] [illegible] renovatio [illegible]
Que praescriptio [illegible] non requirit [illegible] xxx annos.
[illegible] praescriptio non procedit sine [illegible]
[illegible] inducta [illegible]

[illegible]

ib. Praescriptiones [illegible] ff. de aqua pluv. arc.

Praescriptionis [illegible]

ib. Praescriptionis [illegible] annos [illegible] in [illegible] de usucap. pro emptore usucapionis [illegible]
[illegible] in Trac. de usucap. pro emptore. an

ib. [illegible] praescriptio [illegible] sit. vide [illegible] [illegible] sint [illegible]
[illegible]

ib. Praescriptiones [illegible]

[illegible]scriptiones quas potest tollere et aug[illegible]

[illegible] praescriptiones augere et [illegible] vide consil. in trac. de usucap. in empto. n. 13. in [illegible]

praescriptiones consuetudine fundari [illegible] in trac. de usucap. in empto. in [illegible] n. 14.

praescriptiones [illegible] limitatae sint vide consil. in trac. de usucap. in empto. [illegible] n. 16.

praescriptio [illegible] consil. in trac. de usucap. in empto. n. 18. [illegible]

[illegible] vide consil. [illegible]

[illegible] et patientia adversarii requiratur vide consil. in trac. de [illegible] et [illegible]

Praescriptiones quae requirunt titulum

[illegible]

[illegible]

[illegible]

[illegible]

Promissio [illegible] facta est ipso iure nulla [illegible] et [illegible]
[illegible] iur. [illegible]

[illegible]

Promissio sine causa [illegible]
[illegible] facta est ipso iure [illegible] per exceptionem [illegible]

[illegible]

Promissio [illegible] an [illegible]
[illegible] Revocata [illegible]

Promissio [illegible] an [illegible] rata [illegible]
[illegible] rata [illegible] nec [illegible]

[illegible]

Promissio [illegible] pupilli [illegible]
cui [illegible] iure [illegible] non [illegible]

[illegible]

Promissio [illegible] il scudo [illegible]

[illegible] electione

[illegible]

. Mulier [illegible] dotis [illegible] vivo [illegible]

Dos si promittatur a muliere viro post [illegible] obligatur mulier [illegible] viro promittat[ur] ante [illegible] no obligat[ur] pure, [illegible] facta donatione [illegible] fit [illegible] facta [illegible] dotis. [illegible] not. Bar [illegible] in l. 2 § creditum nº 4 ff. si cer. pet.

a [illegible] no valet qz [illegible] donatio [illegible] not. Bar. in l. 2 § creditum ff. si cer. pet.

[illegible] promissione dotis [illegible] facta [illegible] ut [illegible] dotis [illegible]

Promissio dotis facta a [illegible] et quando.

[illegible] donatio [illegible] morte confirmatur [illegible] dotis ante [illegible] not. Bar. in l. 2 § creditum nº 5 ff. si cer. pet.

Promissio tantu[m] valet pro [illegible] [illegible] continua [illegible] la:
et ibi Gl. fin. C. [illegible] hoc in promissio [illegible]bata fuerit
talis promissio [illegible]

[illegible] perfectus nisi scriptura [illegible] brata [illegible] partium [illegible] perfecto et absoluto [illegible] materia [illegible]

[illegible] perfectus [illegible]

2 Emptionis [illegible] perfecta [illegible] cum licet [illegible] nisi perfectus [illegible] in [illegible] cum Gl. [illegible]

Spiritus [illegible] persone celebrantur [illegible]

3 [illegible]

4 [illegible]

5 [illegible]

[illegible] et venditionis [illegible]

[illegible] possessor [illegible]

[illegible] conditio fiat [illegible]

[illegible] sit deterior [illegible]

[illegible] necessario [illegible] vi [illegible]

[illegible] emptione [illegible]

[illegible] qui nullum [illegible]

[illegible]

Emptio an possit fieri sub conditione sicut potest fieri pure

10 Emere et vendere potest [illegible] ... potest fieri pure
& penal [illegible] et emptio & vendi[tio]

[illegible] qui non valet

11 Emens rem que non est in commercio [illegible] actione
[illegible] ... [illegible] fallit [illegible]

12 Emptio quando [illegible] conductione Bar. in [illegible] ... dona.

[illegible] ... [illegible]

13 In emptione requirit[ur] bona fides [illegible] temporibus [illegible]
causam usucapiendi [illegible] emptore [illegible] emptione

Emptio quando est malae fidei et quando non

[illegible]

Emptio [illegible]

[illegible]

[illegible] quatuor [illegible] individuum [illegible] [illegible]

individuum sumitur quatuor modis.

individuum sumitur quatuor modis. uno modo sumitur [illegible] [illegible] [illegible] [illegible] [illegible] individuum sumitur [illegible] dispone [illegible] [illegible] sumitur [illegible] [illegible] [illegible] arti [illegible] modo sumitur [illegible] sumitur individuum [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] iussi ad [illegible]

Taberna q[ui]d sit [illegible]

1 [illegible] a Generali[ter] dic[itur] [illegible] ad habitandum [illegible] vocabuli [illegible] Taberne [illegible] sequitur [illegible] [illegible] et [illegible] palam [illegible] [illegible] Taberna [illegible] et [illegible] c. [illegible] episcop[i] et cler[ici]

Tabernarum differentia

2 Differentia est [illegible] Taberna est [illegible] [illegible] paratu[m] est [illegible] [illegible] na vero ubi vendi[tur]

Taberna instructa q[uid] dicat[ur]

3 Taberna instructa dic[itur] [illegible] q[uae] et rebus et hominibus [illegible] negotiationem paratis [illegible] instructa [illegible]

[illegible] et ille a [illegible]
cosiliu reuerentie [illegible] obediētiā [illegible] adducunt [illegible]

consiliū qd nō licet mutare

[illegible] mutare
[illegible] c. reuocare
mutare cōsilium [illegible] volūtas neq
[illegible] in 6 [illegible]
[illegible]
[illegible] cōsilium qd voluntates [illegible]
[illegible]
seruanae [illegible]
l. 2a. c. de testam. [illegible]

mutare cōsiliū qd [illegible]

[illegible] licet mutare
mutare voluntas [illegible]
[illegible]
volutate. vel cōsiliū [illegible] mutare [illegible]
[illegible] in voluntate [illegible]
[illegible]
[illegible] cōsiliū
item in prelius licet mutare cōsilium

[illegible]

[illegible]

[illegible] quomodo [illegible] fuerit [illegible]
[illegible]
[illegible]

[illegible]

[illegible] inter [illegible] et [illegible]
[illegible] mandari
[illegible]

Tabernaculum a quo dicatur et quid [illegible] [illegible]

Tabernaculum [illegible] berna [illegible] taverne [illegible] significa[illegible]
[illegible] vini myptria. aliquando [illegible] [illegible] Dec dica
[illegible] inde not [illegible] [illegible] na [illegible]
[illegible] c. et ibi [illegible] in c. ad hoc. xxi q. i.
[illegible]

[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible]

[illegible] [illegible]

Prouinciales q[ui] dicant[ur]

Prouinciales [illegible] qui in prouincia domicilium habent [illegible]
[illegible] qui ex p[illegible] oriundi sunt l. prouinciales ff. de
ver. significa.

[illegible] natura humana [illegible] in hac [illegible]

Diuortiũ inter quos fieri potest.

Diuortiũ sm̃ [illegible] et Hostien. in sum. eod. tit. [illegible] et dr̃ legitimũ quod est [illegible] legitime factum [illegible] et dr̃ [illegible] Deus [illegible] unit homo nõ separat, s. violenter. et aliis [illegible] nõ enim homo separat [illegible] pena damnat [illegible] et d̃ [illegible] et [illegible] ma. fu. [illegible] 2 q [illegible] c. infidelibus

Diuortiũ a q̃ dicat.

Diuortiũ dr̃ a diuersitate [illegible] qui illi q sunt [illegible] in diuersas partes eunt ut [illegible] eod. tit. [illegible] et [illegible] diuortium.

Diuortiũ in q̃ differat a Repudio.

Differentia inter diuortium et Repudiũ hec est, [illegible] cum futuro [illegible] Diuortiu ex eo [illegible] dicitur. s. inter [illegible] uortiũ [illegible]

Depositarii [illegible]

Depositarii [illegible] actione [illegible]

[illegible] a tenere depositi [illegible]

[illegible] in deposito [illegible] et si licet [illegible]

Depositarii [illegible] magis privilegiatis quam aliq[ui] alii creditores

Depositum est creditum magis privilegiatum quam aliqui alii creditores [illegible]

[illegible]

[illegible] in causa [illegible] pecunia [illegible] paratam

[illegible] et iure [illegible] civitas [illegible] et in [illegible] de re iud.

[illegible] depositum quod non potest [illegible]

[illegible] non potest opponi exceptio non numeratae pecuniae [illegible]

[illegible] depositum non potest opponi [illegible] [illegible]

[illegible] primo

[illegible]

[illegible] [illegible] sufficienter [illegible] depositi [illegible]

[illegible] in mutuum [illegible] quantitate deposita [illegible]

[illegible]

[illegible]

[illegible] ad numerum [illegible] depositi et [illegible]

[illegible] quando [illegible] esse

[illegible] custodia [illegible] in [illegible] depositi

[illegible]

depositio quando venit

[illegible] et cura [illegible]

[illegible]

[illegible]

[illegible]

[illegible] [illegible] [illegible] [illegible] [illegible] parte [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible]

qd est

Repudiū est renunciatio ab uxor. ... marito vel extra
q2 mittens sed nomi alterius de ... renunciari.

Repudiū ... Renunciatione ... dixi
Repudiū ... nedil ... repudiū quod sub ...
... diffinitione ... dici ... repudiū ... in Repudi ...
Triū testiū ... nti renuntiatiē ... in qua
denun discordantia ...
alter alterius codition ... tu habeto, vel ...
scribebant hec verba ... imbicillita
... , nec ... pot ...
ca ... ut ... / . 2
rem ...
iu hec iā erat ...
A d diuor. et repud

Repudiū an possit fieri sine causa

Repudiū ... imbicillit ...
ut si ... tendera sponc ...
... causam ...
verba erat in ...
et repud.
... liū et q differat
... puaiū et diuortium ... diuor
Diū ... et in ...

i Dos [illegible] matrimonio nō [illegible] valet [illegible] Dotis [illegible] sed necesse
e d dona an nup. quimo nō tm [illegible] mulierem [illegible] ut olim [illegible]
[illegible] mulier ut pot constituere Dotē [illegible]
De dona inter uir. et uxo.
Dotalia [illegible] necessitate [illegible]
[illegible] necessitate ne posset vendere [illegible]
[illegible] constitutione [illegible]
coniuncta [illegible] pat. qual fil. [illegible]
[illegible] tempus sit restituenda
Do [illegible] restituenda [illegible]
[illegible] aliud [illegible] dona
[illegible] tempore [illegible] solo [illegible]
Dos sem. [illegible] matrimonij
Dos in [illegible] matrimonio ut [illegible]
[illegible]
Dos [illegible] et parapherna [illegible]
Item [illegible] mariti [illegible]
b Dos [illegible]
[illegible]
[illegible] mulier [illegible] mariti [illegible]
[illegible] obligata [illegible]
[illegible] maritus [illegible]
[illegible] quia facit maritum [illegible]
[illegible]
[illegible] debet restitui [illegible]
[illegible] exactio [illegible]
[illegible] intra annum sint restituenda [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] 6 [illegible]

[illegible]

Dos [illegible]

[illegible] dat [illegible] marito [illegible] ut [illegible] accede [illegible]

Dos [illegible] in summa [illegible]

[illegible] familia [illegible]

[illegible] vergat ad inopiam ne [illegible] et [illegible]

[illegible]

Dos an imputet[illegible] in legitima [illegible] Bar[illegible] incip. factu tan[illegible] [illegible] in [illegible] volum. 2

[illegible] intra quartu [illegible] [illegible] [illegible] [illegible] marito [illegible]

[illegible] [illegible] [illegible] [illegible] 3

aut constitebat in [illegible] [illegible] [illegible]

[illegible] Dote in 6 [illegible] [illegible]

[illegible] putat vide Bar [illegible] si Donationes [illegible] [illegible] de dote.

Dos et legata an imputent in legitima filij

[illegible] [illegible] [illegible]

[illegible] Dos [illegible] [illegible] [illegible]

Dos data Nepoti et Donatio an [illegible] filio in sua legitima imputanda

tina vetus

2 ...finitio facti ... capitu... ...

... jam pasperiduy ...
... et c. ... et cla...

Ar. Bar. in cost.

3 ... in... ...

4 ...
... ubi ... et ...
cost. 22 ... in ... amic...
... institutus in re certa qui est in toto heres et qui in loco ...
... nisi sit

5 ... pluribus plus petere non ... ex ... Galia Fallop... ... ex facto
... non ... quoties eod. ... cost. ...
... nil ... non possit ... quoniq

testament ... ante ...

6 inst. ...

... animo ...

7 ... ...

8 ... ...

[illegible]

[illegible] habet [illegible] scriptura [illegible] institutio [illegible]
4 [illegible] adimenti [illegible] [illegible] institutio [illegible]
[illegible]
[illegible] testatore errante [illegible] et [illegible] tali [illegible]
[illegible] apud peregrinos [illegible] institutio
[illegible] non valet [illegible]
[illegible] [illegible] [illegible]
[illegible] si error est [illegible] offendet
[illegible] institutio [illegible]
[illegible]

instituc[illegible] q[uod] valet

[illegible] [illegible] ideo minus [illegible]
institutio [illegible] institutio facta ignoto [illegible] extrem[illegible] [illegible]
10 [illegible] [illegible] institutio facta [illegible] modo [illegible] temporonia
[illegible] institu[illegible] institutio [illegible] continue [illegible] extrem[illegible] [illegible] institu[illegible]
ca ipse temporonia [illegible] continue [illegible] [illegible] [illegible]
institutio facta [illegible] modo [illegible] institutio facta civitati [illegible]
d[illegible] extrem[illegible] [illegible] institu[illegible] institutio [illegible] universitatis [illegible]
q[uia] universitas [illegible] capere [illegible] [illegible] hereditatis [illegible]
[illegible] et [illegible] [illegible] institutio
[illegible] [illegible] [illegible] tertam [illegible]
[illegible] [illegible]
[illegible] [illegible] sequentem [illegible]
facta blando [illegible]
vel coacti[illegible]

[illegible]

1 [illegible]

12– [illegible]

[illegible]

... ar regio ... [illegible]
... [illegible] ... ff^a d. ... [illegible]

...nat... [illegible] ... tic ca nort... [illegible]

... [illegible] ...

... morris ff^a d. dona

[illegible]

Donatio causa mortis [illegible] [illegible] [illegible] [illegible] [illegible]
ff de dona[illegible] et l. [illegible] ff de don[illegible] [illegible]

in Donatione causa mortis [illegible] [illegible]

[illegible]

[illegible]

10 [illegible]

Usucapionis [illegible]

11 Usucap. [illegible] in longum tempus comprehendi videtur [illegible] in tempore de usucap. pro emptore in 1. [illegible] parte n° 8. [illegible] tione usucapionis veniren[t] praescriptio [illegible] in Tract. de [illegible] pro emptore in pr. n° 8.

Usucapio proprie in quo est

12 Usucapionem [illegible] praescriptio in immobili [illegible] de [illegible] de usucap.

Usucapi [illegible] possessi [illegible]

13 [illegible] et usucap. [illegible] genti [illegible] usucap. [illegible] dicto [illegible]

14 Usucapio pro emptore [illegible] emptore [illegible] de usucap. [illegible] in [illegible] de usucap. [illegible] pr. [illegible]

[illegible]

15 Titulo [illegible] praecedit usucapio [illegible] bona fides [illegible] traditionem [illegible] in [illegible] sufficit bona fides [illegible] litionis [illegible] existimamus [illegible] solutio

2 ... ver significa

3 Ponatur: ...

4 continuo ...

5 ...

Conitiene

Comitivo triplici modo intelligi esse vid. [illegible]
[illegible]

Munus a Dono in quo differat.

9 inter Donum et munus hoc interest [illegible] inter genus et speciem [illegible] munus enim [illegible] genus esse Donum [illegible] a Donando [illegible] Donum est causa ut pura [illegible] vel [illegible] per [illegible] munus [illegible] inter Donum [illegible] et [illegible] hoc modo [illegible] certa inter munus et [illegible]

Munus quotuplex

10 munus est duplex aliud publicum aliud [illegible] in administr[illegible] [illegible] subministrati[illegible] munus [illegible] modis uno modo [illegible] munus [illegible] [illegible] tertio [illegible] Donum [illegible] [illegible] munera [illegible]

Munus quod proprie est

11 munus proprie est, quod necessarie [illegible] lege, more imperiove eius qui iubendi habet potestatem. [illegible]

compensatio qu[illegible] admittitur [illegible] ex parte cognitionem [illegible]

7 [illegible]

[illegible] ad peccunia [illegible]

Compensatio qu[illegible] admittitur [illegible]

[illegible]

[illegible] in compensatione [illegible]

[illegible] per adiectionem [illegible]

[illegible] compensatio [illegible]

[illegible]

[illegible]

[illegible]

[illegible] de che do.

…orjurro qa gu.

[illegible] vediti inovo se tarribatio [illegible]

[illegible]

[illegible] et [illegible] o[illegible]satio.

[illegible] Simulatio [illegible]

ite de eo quod in [illegible]

atu[illegible] solit admitti [illegible]

bone fidei inst. & alii [illegible] Fallit in [illegible]

C. [illegible] & decimis C. decime et C. [illegible]

pt [illegible] Bened. [illegible] in [illegible]

[illegible]

[illegible] ite [illegible] in 10

[illegible] not [illegible] in suc [illegible] pro 100 [illegible]

[illegible] ite [illegible] ligado ad[illegible] quid[illegible] in [illegible] lacyn

[illegible] nutrit[illegible] forma 5

[illegible] parte dotis et uxor alicui legat

[illegible] factu, [illegible]

[illegible] Jas. in [illegible] preferencia

[illegible] et [illegible] Jas. ibi nu. 26. ite [illegible]

[illegible] ab aliquo, vel in bonis alicuius et

[illegible]

[illegible] in 2 casibus et limitat in 2 a Jas. in d. [illegible]

[illegible] casibus.

1 [illegible]
[illegible]
et multos casus quando fideicomissum
[illegible] contraria venit ibi [illegible]

Fideicomissum quomodo dicit.

2 Fideicomissum dicitur conditio. Bar. in l. in pri. C. de pac.

[illegible] quis excludit.
[illegible] in loco [illegible] Bal. in
[illegible] filius [illegible]

3 [illegible]

Fideicomissarii quando [illegible] loco [illegible].

4 [illegible]

[illegible] ut verum
[illegible]

1 [illegible]
item fideicomissum [illegible]
[illegible]

[illegible]

Fideicomissum [illegible] quando inducitur

b Fideicomissum [illegible] deductio [illegible] [illegible] perpetua [illegible] [illegible] familie [illegible] [illegible] volum. [illegible] Fide manutie in Trac. de [illegible] [illegible] volum. lib. 24 Tit. xiiii in fine

Fideicomissum quando inducitur

— Fideicomissum [illegible]
[illegible]

Fideicomissum quod [illegible]

8 [illegible] qui [illegible] [illegible] ad [illegible]
[illegible] [illegible] dispositio [illegible] et
[illegible] relic. in fin. et [illegible] in l. [illegible] ff
[illegible]

[illegible]

[illegible] adinera in [illegible]

[illegible] afermit aliter [illegible]

Tiacem [illegible] [illegible] q [illegible] [illegible]

10 [illegible] [illegible]

name [illegible] [illegible] eavagua [illegible]

est fracto [illegible] post [illegible]

[illegible] [illegible]

[illegible]

11 [illegible]

[illegible] [illegible] [illegible]

12 [illegible] [illegible]

[illegible]

13 [illegible]

in fideicomiss. univer. di[cti] relicto filii q[uod] codem intelligat[ur] esse relicto filio

in Fideicommisso universali [illegible] [illegible] [illegible]
14 [illegible] ut [illegible] cum [illegible] fit de cod. et exemplum [illegible] [illegible] ag a iuxta
[illegible] [illegible] ampliat in 8 [illegible]
[illegible] l. Gratr. § cu[m] aut [illegible] [illegible] [illegible]

in fideicommisso universali q[uo]d venit

in Fideicommisso universali [illegible] [illegible] alias non [illegible]
venit hereditas [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
5 [illegible] in 4 casib[us] [illegible] [illegible] [illegible] R[illegible]
[illegible] in fideicommisso universali [illegible] [illegible] [illegible] § [illegible]
[illegible] [illegible]

in fideicommisso [illegible] [illegible]

[illegible] commissis [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
6 [illegible] [illegible] Fallit in 3 casib[us] [illegible] nor. [illegible] l. [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] filia C. de lib. præt.

[illegible]

2 [illegible] esta ar. in [illegible] manu sua [illegible] et [illegible]
om. Gl. in l. cã. nam [illegible]

Substitutio omnis est [illegible] l. coheres. [illegible]

4 [illegible] facta in [illegible] cuius [illegible] facta est [illegible]

5 Substitutio [illegible] directa et [illegible]
civilibus. [illegible] et vulg. et pupilla.
[illegible] directa.

[illegible] incerta qui valet.
[illegible] Bar. [illegible]
[illegible] solum.

[illegible] a legitima.

8 [illegible]
postea quicumque est pupil [illegible] excluditur Bar. in consil. [illegible]
[illegible] libertate [illegible]

[illegible]
[illegible] itura [illegible] a reputa [illegible] umi [illegible]
qua [illegible] Ana [illegible] limitat [illegible] referendo [illegible]
[illegible] pupillari [illegible] infra n° 18.

Substitutio compendiosa quae est fideicommissaria

[illegible] fiera [illegible] intellig quod [illegible] 71 [illegible]

Substitutio compendiosa quae ad directa pupillarem

substitutio [illegible] impubes [illegible] Bar. in consil. 44 in 2 volum.

[illegible] contra [illegible] remitti

Substitutio cum fideicommissaria [illegible] pactis remitti
[illegible] apponens ubi Bar. in [illegible] de pac.

12 Substitutio est secunda institutio l. in rem 6 incerte ff. [illegible]
gl. in Rub. ff. de vulg. et pup.

[illegible] substitutio in spurium facta quomodo valere poterit
in cautela 78 n. 3 incip. nunc videamus.

[illegible] substitutio [illegible] Taciturne. ite

[illegible] excludit [illegible] substitutio [illegible] [illegible] Fallit in

[illegible] multis casib. et per [illegible] vbo pupillaris substitutio [illegible]

[illegible] substitui in q̄ per [illegible]

[illegible]

[illegible] mato. [illegible]

ite in [illegible]

[illegible] Fall [illegible]

[illegible]

substo. a [illegible] q. tollit

substo. [illegible] valida tollit ius accrescendi [illegible] duo ff. [illegible] Fallit [illegible]

[illegible]

[illegible] Fallit in [illegible] Fallit in multis casib. [illegible]

ff. et leg. [illegible] Fallit in [illegible]

[illegible]

substitutio facta filio [illegible] conditio tacita includit) et [illegible] coprehendat

filio [illegible] aliud [illegible] sub conditione

substitutio [illegible] [illegible] ut probat [illegible] et [illegible]

si sine liberis decesserit ut probat ex l. cu avus ff. de [illegible] et [illegible] ista conditio

et in [illegible] [illegible] fideicom [illegible]

[illegible] pro [illegible] comprehendat [illegible] quam

[illegible] conditio ista si

feminas et idem [illegible] probat in [illegible]

sine liberis comprehendit in descendentes ex [illegible]

[illegible] fiat expresse [illegible] ab hac conditione si [illegible]

[illegible] omnes feminas et [illegible] probabilis et necessaria [illegible]

[illegible] in [illegible] de interpretatione ff. [illegible] leg. [illegible]

recedi [illegible]

[illegible]

Substo qui nō pot facere et [illegible]

in substitutio nō pot esse [illegible]
[illegible] a vulg. et pupill. [illegible]

ite substo q cecudit patrem et q nō

8. Itē subst. [illegible] excludit [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] Fallit in 4 casibus
[illegible] in 6 [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] Gemed [illegible] [illegible] [illegible]
[illegible] Fallit cum impupillari [illegible] [illegible] est
subst. [illegible] [illegible] [illegible]
[illegible] [illegible]
[illegible] [illegible] in [illegible] excludit
est [illegible] opinio [illegible] [illegible] [illegible] nº 110 ff. [illegible]
[illegible] in 2 casibus [illegible]
nº 8.

rum [illegible] natura [illegible] [illegible]
[illegible]
[illegible]
[illegible]
i [illegible]
[illegible] principe [illegible]
et [illegible] ad [illegible]

[illegible] dotis [illegible]

2

verum restituere quomodo [illegible] it?

[illegible] imaliens [illegible] eam alteri reddere quia si [illegible]
3 habituris esset [illegible] restitueri [illegible]
fuisset [illegible]

7 Restitutio per viam iustitiæ concessa, pinguius succurrit quam [illegible] lex est in l. q. si pater [illegible] [illegible] ibi tradit. Doct. ias. limitando in l. Gallus [illegible] [illegible] [illegible] et postumum

vincti.

vincti qui nō dicuntur [illegible] sint in carcere et qui sunt [illegible]

Vincti nō dicuntur illi qui sunt in carcere cum si sint in vinculis [illegible] [illegible] vincula sint [illegible] [illegible] verum est [illegible]
nisi [illegible]
et [illegible]

[illegible] [illegible] quam [illegible] sit.

[illegible] [illegible] [illegible] [illegible] per [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] ipsu est
quasi [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

liber usurarij probat [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] adversarius peteret edi sibi
[illegible] [illegible] [illegible] libro [illegible] [illegible] [illegible] [illegible] [illegible] Card. in clem [illegible] [illegible]
de usuris [illegible] glos.

liber [illegible] qn probat [illegible] cu juramento

liber [illegible] probat [illegible] juramento [illegible] [illegible] [illegible] verisimilia Alex. in [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] liber [illegible] probat

[illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

libris rationum societatis statur inter socios Bar. in [illegible]
[illegible] et prima facie in [illegible]

[illegible] [illegible] [illegible] [illegible] [illegible]

liber rationu [illegible] habere [illegible] et [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] probat [illegible] scribentem [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] licet non habeat [illegible] [illegible] [illegible] [illegible]
[illegible] in [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible]

vincula.

vinculorum appellatione que continear.

Vinculorum appellatione vel priuata vel publica vincula significat. l. vinculorum ff. de verbo. et rer. significa.

in vinculis quis proprie dicatur esse et quis non.

In vinculis nemo proprie dicitur esse, Nisi cuius corpori vincula sunt adhibita [illegible]

[illegible]

[illegible]

[illegible] inter [illegible]

Societas contrahitur solo consensu tacito vel expresso. l. consensu ff [illegible]
[illegible] l. cum tria ff [illegible] et l. iuris [illegible] ff [illegible]

Societas omnium bonorum duobus modis [illegible]

[illegible] omnium bonorum [illegible] explicari [illegible] duobus modis [illegible] in expressa societate [illegible]
[illegible] [illegible] [illegible] ff [illegible] [illegible] [illegible]
[illegible] ff [illegible] explicari [illegible] longe [illegible]
[illegible] simul habitare [illegible] convenitur [illegible] [illegible] addita [illegible]
et omnia lucra simul [illegible] [illegible]
ut no. Bar. in l. Titium [illegible] alteros ff [illegible] in l. [illegible] coia [illegible]

In societate tacita [illegible] venitur

[illegible] societate [illegible] solum venitur [illegible] convenitur [illegible] societate [illegible]
[illegible] ff [illegible] duobus [illegible] ff [illegible] [illegible]
[illegible] diligenter [illegible] col. 2 [illegible]

[illegible] quomodo finit[illegible]

7 Societas [illegible] socio [illegible] ff [illegible] soc.

Societate finita per morte in quem omnia iura societatis transeunt [illegible]

[illegible] societate finita [illegible]
[illegible] nec in l. [illegible]
[illegible]

Societas quomodo morte non finitur

[illegible] transit ad heredes [illegible] morte [illegible]

[illegible] absentium

[illegible] Bar. in [illegible]
[illegible]

[illegible]

[illegible]

Donū a q̄ differt.

Donū eo differt a munere q̄ genus a sp̄ie. Nam munus est cum
causa [illegible] [illegible] [illegible] Inter donū et [illegible] et re
1 [illegible] munus cu ca [illegible] causa [illegible]
[illegible] accesserit [illegible] lib. 6. [illegible] est [illegible]
[illegible] munus [illegible]
donū et munu [illegible]

Dona q̄ ppria sunt.

Dona proprie sunt, que nulla [illegible] strate iuris, officij [illegible] sponte
2 [illegible] [illegible] [illegible] [illegible] et [illegible]
plerumq̄ laus inest. [illegible]

Donū autem [illegible]

Donū [illegible] seu legatu [illegible] proprie [illegible] est [illegible]
3 [illegible] [illegible]
[illegible] [illegible] pertinet ad conjugem donatum
contrarium [illegible] [illegible]
donatum [illegible]
[illegible]

Ultima voluntas [illegible]

Ultim[illegible] [illegible] in [illegible] testamen[illegible]

Ultima voluntas ultimo facta, in qua non est mixta, [illegible] non potest valere iure [illegible] menti. l. xxi. ff. de his que in testo delentur et [illegible]

[illegible]

2 [illegible]

5 [illegible]

[illegible] adiunguntur in [illegible]

3 ultime voluntates [illegible] plenius [illegible]

[illegible] et adiuncti et

[illegible] ultime voluntas [illegible] non est [illegible]
[illegible] pupillatoria

[illegible]

ultima voluntas [illegible] omnibus modis servari [illegible] l. q. ex liberis in [illegible]
[illegible] eodem [illegible] sine [illegible] l. servo alieno [illegible] ff. de [illegible]
Fallit si volun[illegible]

[illegible] legem [illegible] dissonat in [illegible]

6 ultima voluntas [illegible] in 2 lect. ff. de leg. 3
filiusfamilias [illegible]

[illegible] promovend. [illegible]

7 ultima voluntas [illegible]
[illegible] fideicommissis

Ultima derogat prioribus l. pacta novissima [illegible] ista
[illegible] procedit in [illegible] procedit in pactis [illegible]
ultima [illegible] 13
[illegible] adim. leg. l. hac consultissima [illegible] et illa
[illegible] testam. procedit et in codicillis [illegible]
[illegible] codicillo [illegible] in contractibus
[illegible] procedit in sententia [illegible]
[illegible] procedit in constitutionem [illegible]
[illegible] procuratorio [illegible] procura procedit
in [illegible]
procedit in juram. [illegible] sequen. [illegible] iure
[illegible] procedit in legib. [illegible] et posteriores [illegible]
[illegible] ut tradit Bar. in [illegible]
[illegible] procedit in consuetudine
[illegible] nemo aliud nomine [illegible]
[illegible] procedit in fama l. si [illegible]
[illegible] procedit in prova [illegible] ultima prova [illegible]
[illegible] dit [illegible]
[illegible] a legislatore [illegible] ultima [illegible]
[illegible]
[illegible] in [illegible] procedere et [illegible]
[illegible] faceret [illegible] mori [illegible]
[illegible] procederet prima [illegible]
[illegible] cum exceptione [illegible]

[illegible]

[illegible] et non [illegible]
[illegible]
[illegible] dubi. [illegible]

11 Ultima dispositio [illegible] [illegible] [illegible] l. 4 ff. de adim. leg.
iur. l. 4 l. q potio. in pig. habe.

Ultima voluntas [illegible] [illegible] [illegible] l. qda § ff. de adimi.
et periculo tuto.

12 voluntates ultime [illegible] [illegible] [illegible] [illegible]
ui electione ff. de leg. 2

13 [illegible] [illegible] ultime voluntatibus [illegible] Regina
[illegible] domini [illegible] [illegible]

14 voluntas [illegible] testatoris [illegible] [illegible] [illegible]
ff. de leg. [illegible]

15 ultima voluntas [illegible] [illegible] [illegible] familia ubi
[illegible] ff. de leg. 1 [illegible]

16 ultima voluntas [illegible] [illegible] [illegible] ff. de leg.
[illegible]

17 [illegible] [illegible] [illegible] interpretari ut potius vale
[illegible] quia [illegible] [illegible] [illegible]

18 ultima voluntas [illegible] executioni [illegible]
[illegible] [illegible] mandanto [illegible]

[illegible]

[illegible] est in his q̄ [illegible]

[illegible] voluntates [illegible] obligam [illegible] ff. d. leg. i.

[illegible] [illegible] colligat [illegible] sicut causa [illegible] obligata ff. d. leg. i.

Voluntas testatoris qn̄ hr̄ leg. [illegible]

[illegible] testatoris [illegible] ff. d. leg. i.

[illegible] Voluntas testatoris an valeat.

Voluntas testatoris [illegible] non valet [illegible] sicut [illegible] in [illegible] [illegible] voluntas [illegible] Cum tibi [illegible] d. testam.

[illegible] testatoris [illegible]

[illegible] testatoris [illegible]

[illegible] tam si sit imperfectū vene voluntatis
[illegible] inter [illegible] l. si [illegible] C. d. testam.

Testam̄ factū à p̄re inter liberos si deficit solemni. Testū valet.

Tam [illegible] [illegible] Tibi [illegible] facere testam̄tū, et talis dispō
[illegible] [illegible] hac cōsultissima [illegible] ex [illegible] [illegible] C. d. testam. et [illegible] l. fami
[illegible]

custodia.

custodia et exhibitio an differant

Custodia et carcer an differant dicit [illegible] secundum [illegible] est custodia que fit in carceribus publicis vel vinculis [illegible] carcer significat et cum venit in contrario et [illegible] incarcerem includi sit vel ad conservationem [illegible] et rei significa.

Mutuū mere natle quē est & q̄t modis revocatur:

Mutuū mere Naturale est illud [illegible] consumptione [illegible]
2 post facto pot revocari [illegible] recepione [illegible]
[illegible] si nummos [illegible] obligat̄ [illegible] Pdonis
in [illegible] et si nummi [illegible] eod. [illegible]
[illegible] rei [illegible] [illegible] quale [illegible] at
vide an [illegible] aliis casibus not. [illegible] Mutuū [illegible]

Mutuū [illegible] mere civile est illud [illegible]
[illegible] Mutuū [illegible] modo petit [illegible] petit indebitū [illegible] eod. modo [illegible]

Mutuū eodē modo petit [illegible]
qb9 mod. re [illegible] oblo.
Mutuū [illegible]

Mutuū mere civile [illegible]
[illegible] in [illegible]
Mutuū [illegible]

Mutuū [illegible] rom [illegible]
qz in [illegible] aut repugnat [illegible]
invito creditore solui ne [illegible]

[illegible] et Pdonis [illegible]
[illegible] aliis casibus in

Mutuū [illegible]
[illegible] no. [illegible]
qb9 mutuū revocatur.
Mutuū quolibet tenet? probare
[illegible] probare Mutuū [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] ... [illegible] A iccr...at.

[illegible]

[illegible]

[illegible] ... Tal[illegible] in [illegible] natura [illegible] transcorsi
[illegible]

Ʒmodo mutuu[m] l[oqu]a forma co [illegible]

18 mutuu[m] [illegible] ualiter ut ide[m] genus [illegible]
no[n] [illegible] mutuu[m] [illegible] aliud [illegible] tractus [illegible]
[illegible] vide Azo [illegible] in summa C. si cert. per n[o] 15

mutuu[m] qu[is] p[otes]t filius familias

19 [illegible] p[otes]t mutuare [illegible] filius et [illegible]
[illegible]
[illegible] C. si filius [illegible]
[illegible]

mutuu[m] [illegible]

[illegible] qu[od] fuit numerata [illegible]
20 [illegible]
[illegible]
[illegible]
[illegible] ad estimationem [illegible]
[illegible]
[illegible] mutuu[m] [illegible]
[illegible]
[illegible]
[illegible] lare [illegible]
[illegible]
[illegible] mutuu[m] [illegible] esse in [illegible]
[illegible] contra [illegible] Bar [illegible]
[illegible]
[illegible]

[illegible]

[illegible]

vi [illegible] ma co͂traħit ut idē genus n̄o [illegible] reddatur
alias n̄o erit mutuū ƺ alius 2tus [illegible]
[illegible] itē mutuū n̄o dr̄ qn̄ accipit pecunia ad numerū [illegible]
numeru ad mesura et tūc n̄o possit esse mutuū. Fallit in ca[illegible]
[illegible] pecunia [illegible]
[illegible] [illegible]
[illegible] ut possim [illegible] 12 s [illegible]
ratio [illegible] si cer. ver. [illegible] in qn̄ [illegible]
[illegible] cuius [illegible]
reddi [illegible] ad [illegible]tmatione [illegible]
[illegible] [illegible] si [illegible]
[illegible]
alii [illegible] n̄o [illegible] ratio
[illegible] cer. [illegible] itē si dat [illegible] ut [illegible] reddat [illegible]
[illegible] innominatus et qn̄ vendimus. vide [illegible]
[illegible] si dat [illegible] vendit vel [illegible]
[illegible] 2
[illegible] in libro [illegible] n̄o dr̄ esse [illegible]
[illegible] mutuū n̄o est si non [illegible]
[illegible] in accipiente [illegible] 2 6 [illegible]
not. Bar. in d. l. 2 § [illegible] in l. [illegible] cer. [illegible] mutuum
n̄o dr̄ esse [illegible] 6 [illegible] itē mutuum
[illegible] per con[illegible] 6 [illegible]

[illegible] modis [illegible] .

legatum [illegible] modis [illegible]
[illegible]
[illegible]
[illegible] [illegible] marit[illegible]
[illegible]
[illegible] ad [illegible]

[illegible] facta ad pias causas in testamento in quo filius [illegible]
[illegible] non valeat.

3 [illegible]
[illegible] filius [illegible]
[illegible]
[illegible] sola institutio [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

In legatis factis ad pias causas an requiratur aditio
[illegible]

4 [illegible]
[illegible] Rav. in Rep. [illegible]
[illegible]

5 Legata facta ad pias causas non requiri [illegible] testium [illegible]
[illegible]
[illegible]
[illegible]

6 [illegible]
[illegible]
[illegible]
[illegible]

[illegible] facta filio [illegible] in legitima computatur.
[illegible] in supplementum computatur. Rav.
[illegible] legitima [illegible]
[illegible] facta valet [illegible] valent.

[illegible]
[illegible]

[illegible]atum

Legatum factum filiis quando comprehendit [illegible]

8 Legatum factum filiis [illegible] dampnis vel quando [illegible] debet [illegible] comprehendit legitimam [illegible] facere [illegible]

[illegible]

9 Legata [illegible] veniat [illegible] [illegible]

10 [illegible] factum in alimentis conveniet aliquid [illegible]

11 Legatum facile [illegible] quia [illegible]

12 Legatum [illegible] ad viam reficiendam valet [illegible] [illegible] valere et post refectionem [illegible] rem et [illegible] valere [illegible] legata facta muro vel fundo vel [illegible] legata [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

legatum

legatum obscura ex parte [illegible] [illegible] sit pro[illegible]
[illegible] § ult. in [illegible] co[illegible] ff de leg. i

15 legata ita relinquuntur in [illegible]
in [illegible] et l. [illegible] in [illegible] ; de iure [illegible]
[illegible]

[illegible] [illegible] accessoria testamenti [illegible] [illegible]

statuto
17 legata possunt stare sine testamento [illegible] [illegible] [illegible]
et in [illegible] [illegible]
[illegible] ff de lega. i [illegible]
8 legata facta in testo non possunt stare [illegible] [illegible]
[illegible]

legata a [illegible]

3 [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible]
[illegible]

legata [illegible] [illegible]
[illegible]

[illegible]

legatum a Francicamisso [illegible]

22 Legatum [illegible] a Francicamisso habente respectu [illegible]
[illegible] in [illegible] ff de leg. [illegible]

[illegible]

[illegible] furtum est [illegible]
23 [illegible] redimere si pot[illegible]
[illegible] noi vero [illegible]

[illegible] leg[illegible]

legatum [illegible] qd [illegible]

[illegible] in l. [illegible] continet[ur] nominadebitorum [illegible]

legatum [illegible] sint in principio anni

[illegible] uni et [illegible] qd debeat et per[illegible]
[illegible] ff de annu lega[illegible] dies leg. ced. [illegible]
[illegible] adelandus n. 2 in i. volum.

legatu

legato [illegible] [illegible] et [illegible] [illegible]
superius [illegible] [illegible] vide Bar in consil [illegible]
adelandus n° 3 in i volum.

in legato universali [illegible] [illegible]
[illegible] vide Bar in i consil [illegible] in i volum.

legato universali [illegible] [illegible]
[illegible] [illegible] [illegible]
si [illegible] videtur in 2 volum.

29 legatu [illegible] [illegible] [illegible]
[illegible] vide [illegible] cap a [illegible]

30 legatu fructuu annuoru [illegible] [illegible] fructuu [illegible]
idem [illegible] in q differat vide cepol. [illegible]
[illegible] cap 4 incip. circa quia in primis

[illegible] qd veniat. vide cepol. in
[illegible] [illegible] in cap 4 [illegible]

[illegible] [illegible] vel [illegible]
[illegible] vide cepol. in trac [illegible]
[illegible] in cap 4 incip circa quia in primis n° 5

[illegible] [illegible] appropriatum
re inquere videatur. vide cepol in trac [illegible]
cap vi incip dicem[illegible] n°

[illegible] habitatione
[illegible] alimenta qa [illegible] [illegible] et [illegible] Bar. et [illegible]

[illegible] regit [illegible]

1 [illegible] [illegible] facem faliit fuit [illegible] in Cas. fin. col. 4
[illegible] iur. [illegible] [illegible] familia [illegible] fide instrum Bar in co sit q
[illegible] an possint [illegible] [illegible] [illegible]

2 instrumenta [illegible] [illegible]
carte [illegible]
[illegible] an possint esse sine die [illegible] [illegible] [illegible] Bal. [illegible]

[illegible] umenta debent esse sine die et cōsule [illegible]
[illegible] de [illegible]
in [illegible] hoc quod dicitur

[illegible] [illegible] interaius [illegible]
3 [illegible] [illegible] [illegible] in q continet qd tu emisti [illegible]
[illegible] utilitate [illegible] [illegible] [illegible] [illegible]
[illegible] mihi [illegible] [illegible] [illegible]
[illegible] Bar in l. [illegible] [illegible] [illegible]

[illegible] debet esse

[illegible]

[illegible]

[illegible] [illegible] [illegible]
[illegible] cautus [illegible] et ff.
[illegible] [illegible]

instrumentorum appositione qd non venit

[illegible] instrumentum [illegible] [illegible] alta cu[m] inasistinte
A [illegible] penae [illegible] [illegible] Appellin [illegible]
5 [illegible] [illegible]
[illegible] continetur scriptura ~~[illegible]~~ [illegible]
[illegible] [illegible] cavum [illegible]

[illegible]

[illegible]
[illegible] pet.

[illegible]
[illegible] fauci alia [illegible] vixo [illegible]
[illegible]
[illegible]

[illegible]

[illegible] no pot teneri quia principa[illegible]

2 [illegible] non pot teneri [illegible] causam [illegible] [illegible] fideiusso[illegible]

[illegible] in d[illegible] [illegible] accedere nec teneri nec obligari

3 [illegible] nulla subest obligatio non pot accedere [illegible] fideiussor [illegible] [illegible] non teneri [illegible] non pot accedere [illegible] fideiusso[illegible] [illegible] teneri [illegible] fideiusso[illegible]

Fideiussor [illegible] promittendo iudicatum an ad oia teneri q in sntia includitur

4 Si fideiussor incongruenter promittat iudicatum solvere teneri in eo qd veniret in sntia [illegible] iud. sol. (iudicatum solvi [illegible])

[illegible]

5 [illegible] actione [illegible] [illegible] procedo [illegible]

[illegible] Fidei. necessi[illegible]

6 [illegible] fideiusso[illegible] [illegible] Fideiussores non datur utilis actio sine cessione.

7 [illegible] Fideiussores [illegible]

[illegible]

8 Fideiussores [illegible] Bar. [illegible] l. si post moram [illegible]

Fideiussor an conveniri possit ante principale. Auc. praesente C. de fideiuss[illegible]

9 [illegible]

Fideiussor an possit agere contra principalem debitorem ut eum liberet antequam soluat

F[illegible] [illegible] possit agere contra principalem debitorem ut eum [illegible] antequam soluat l. si pro ea c. mandati l. [illegible] [illegible] in d. fideiussor. Fallit in [illegible] casibus [illegible] [illegible] fallit in [illegible] casibus [illegible] ponit [illegible] [illegible] [illegible] lib. 2 Rub. 12 n. 11 Fallit in 13 casibus [illegible] [illegible] n. 216. Fallit in [illegible] [illegible] contra principem l. [illegible] n. 30 [illegible] [illegible] dato [illegible] [illegible] [illegible] [illegible] n. 216.

Fideiussor soluens pro reo quam actionem habet contra eum

[illegible] [illegible] aut [illegible] de fideiussor. l. si fideiussor [illegible] in 6 casibus et [illegible] in 9 [illegible] Pet. [illegible] [illegible] 55.

[illegible]

[illegible] [illegible] vel [illegible] [illegible] principalis [illegible] [illegible] [illegible] et alio obligat: ut eo [illegible] principali debitore non [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in [illegible] l. [illegible] 2 [illegible] [illegible]

[illegible] pre[illegible]

[illegible] [illegible] [illegible] [illegible] [illegible] mandatore [illegible] [illegible] [illegible] obligationi [illegible]

[illegible]

Et lcunq̃ Tredit obligatioñ [illegible]
ne. ad. [illegible] ipsa creditis [illegible]
et [illegible] post̃iam no [illegible]
c. cod. tit. [illegible]
[illegible] 6 [illegible]

Transiffor an Test. [illegible]

4 Fidemissor [illegible] Felij in [illegible]
[illegible] et fidemissor [illegible] n° 85. Fallit [illegible]
[illegible] 73
[illegible]

[illegible]

[illegible]

[illegible] seruitute, [illegible] [illegible]

[illegible]

[illegible] seruitutu qt [illegible]

3 Seruitutu [illegible] sunt. Genera: qdam. n. sunt [illegible] in Anno [illegible]

[illegible]

seruitutis [illegible]

[illegible] serviti [illegible]

S[illegible]

[illegible]

[illegible]

6 [illegible] tollit [illegible] casu qui servitus [illegible] que [illegible] causam [illegible]
[illegible]

servitus que dicitur habere causam discontinuam

7 [illegible]

servitus que dicitur habere causam continuam

8 servitus [illegible] de eius usu [illegible] causam conti-
nua [illegible] servi[tutes] urb[anorum] p[rae]dio[rum] [illegible]
aqua [illegible]

9 [illegible] et 6 ff de aqua [illegible]

10 [illegible]

11 [illegible]

12 [illegible]

13 [illegible] usus fructus est divisibilis [illegible]
[illegible]

14 [illegible]

15 servitus [illegible]

se . . . s

16 . . . Tota . . . possit. vide gpol. . . . cap. xvi incip. quo principalr

17 . . . vt aliam poss. vide gpol. . . . incip. quo princip.

seruitutes qd impedit.

18 locu . . . tatis . . .

. . . partionib9 stipulationib9 . . .

19 . . .

20 . . . vel retinere possit . . . cap. XXIII. incip. . . .

[illegible] ubi nō est

2 [illegible] ubi q[illegible] nihil succedit, aut permittit in suo [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] expressum.

4 [illegible] [illegible] sint vide [illegible] ex arbore [illegible] [illegible] [illegible]

24 [illegible] [illegible] debens [illegible] [illegible] [illegible] resistere teneat [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] qu[illegible] est [illegible] aquo [illegible]

Se[illegible] [illegible] rei annexa et [illegible] est adeo quod [illegible] non separa[illegible] cum [illegible], manus [illegible] [illegible] [illegible] [illegible] non exce[illegible] [illegible] [illegible] et in [illegible] [illegible] servi. et aqua [illegible] [illegible] [illegible] in sing. suo. 334 incip. pōderā facto.

[illegible]

1 Codicilli sive [illegible] codicilli [illegible] in testo [illegible] [illegible]

2 Codicilli fiunt in [illegible]

[illegible]

[illegible] sicut [illegible]

[illegible] ticulare appo[illegible]

[illegible]

codicilli a q[illegible] petiti [illegible] ut hiant.

[illegible] petitur [illegible] [illegible] judice [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] c. de [illegible] diffusso [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] q. no [illegible] [illegible]
[illegible] C. famil. ercisc.

municipes.

municipes qui dicantur

municipes intelliguntur qui in eodem municipio nati sunt
... cipes ... significa.

Reus vt cogi possit causis ad calendum.

... causis vero cogi ad calendum ... ratione officij ... [illegible]

... [illegible] ... de edendo

Edendo actiones que ... ~~[illegible]~~

[illegible]

Edere ... [illegible]

[illegible]

... rationes ... [illegible]

... [illegible] ... sicut ... [illegible]

[illegible]

Edere rationes cogit ... [illegible]

... cogere suas rationes edere ... [illegible]

[illegible]

... actione ... [illegible]

[illegible]

... de ... [illegible]

Editio instrumenti proprij fit ...

... qui aliquis petit sibi edi ... fit editio cum die ...

Editio instrumenti ... fieri ...

... instrumenti ... facit ...

... quando fit

... cautio.

Instrum ... est ... in libello ...

14\. Instrum ... in libello ... edi ...

... Editio ...

5 ...

... de lo ...

... in ... tribus aut in ultim ... primo casu ...

... eodem ... hoc editio ... si vero ...

... facit ... dicit ... cautio.

Reus qn̄ teneat edere actori instrā cōia

Reus [illegible]
Avuntera cōia [illegible] em [illegible]
[illegible] et emptis. tūc [illegible]
ipsius rei qa ipse emit [illegible]
decurias tūc nō cogit̄ eum [illegible]
[illegible]
[illegible] col. [illegible] edēdo

Reus antequam edere actori

[illegible]

17 [illegible]

[illegible]

18 [illegible]

[illegible]

19 [illegible]

[illegible]

[illegible]

E li, q̄ debet rones, et q̄ acta.

[illegible] rationes [illegible] ut appareat [illegible], ut qd restet fisco [illegible] iustũ est [illegible] edendo sūt acta tã criminalia quã civilia iudi cis officio edenda sūt tã iudici quã parti cuius interest l. is apud quẽ [illegible] C de edendo [illegible] tenetur [illegible] reo codicẽ rationũ suarũ, ut veritas appareat l. nõ est nouũ C de edẽdo.

[illegible]

Mādarū an sit grauatū

2. Mandarū dz esse grauatū [illegible]

[illegible]

[illegible]

3 [illegible] mandato grauatū nū venit [illegible]

[illegible] in 16 ff de [illegible]

[illegible]

[illegible]

[illegible] Secūdū mandatū [illegible] primū [illegible] [illegible] procuratorē [illegible]

[illegible]

7 [illegible] bona [illegible] in acq[illegible]io vel acqui[illegible] [illegible] [illegible]
[illegible] procuratorē [illegible]
[illegible] recipit expr[illegible]
[illegible] nihil bona [illegible] [illegible] [illegible] magnū [illegible]
matrimonij [illegible] requirit [illegible] et hoc [illegible]
[illegible]

in mādato gnali qd nō venit

[illegible] in mandato [illegible] nō venit [illegible]

mandatū [illegible] quomodo [illegible]

[illegible]

Veneni amplius qd venit. vide re [illegible]
[illegible]

[illegible]

Priuilegiu [illegible]

[illegible]

Priuilegia an sint multiplicanda [illegible]

Priuilegia nō sūt multiplicanda [illegible]

Priuilegiū [illegible]

Priuilegia [illegible]

Priuilegiū nō auferre [illegible]

[illegible]

[illegible]

Priuilegium an semp aliqd [illegible]

Priuilegium semper interpretari debet [illegible]

[illegible]

Priuilegiū [illegible]

[illegible] concessa fauore ecclesie [illegible]

[illegible] persone [illegible]

[illegible] indifinite concessū extēdit ad preterita et futura [illegible]

13 [illegible] publica

Privilegia non [illegible] [illegible] terminis [illegible] ex [illegible]

14 [illegible]

15 [illegible]

16 [illegible]

17 [illegible]

18 [illegible]

19 [illegible] competit [illegible]
[illegible] maledo [illegible]
privilegium personale cum [illegible] extinguitur.

20 Privilegium personale personam sequitur et in persona extinguitur
c. privilegium de reg. iur. in 6.

Glans.

Glandis appellatione quid veniat.

Glandis appellatione omnes fructus continentur [illegible] glandis [illegible]
venenum & glandis [illegible] hoc et verbi significatione.

[illegible]

[illegible] cotio nascit

[illegible] prima [illegible] vel tollit [illegible] lege [illegible] est [illegible]

[illegible]

conditio [illegible]

6 Conventio [illegible] valet: si [illegible] Bar. in cons [illegible]
[illegible]
[illegible] in cons [illegible]
[illegible] testam. [illegible]
[illegible] valet [illegible]

conuentio facta inter partes d no obiiciemus
si spaly cœ illæ fuerint expsse l. s.

comertio qn [illegible]

Comertio de adiiciendo certa Die [illegible]
subsequenti postea [illegible]

Trasactio non rescindit[ur] ex ...

Trāsactio in qb[us] casibus rescindit[ur]

Trasactio facta ... ꝑ vera rescindit[ur] ...

... cōtrariu[m] est nulla

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

... per ...

[illegible] ... ex parte ... [illegible]

... [illegible]

... fratrate ... vel ... partes ...

... Trāsigere ... in delictis ad ...

... ff de oper. novi ...

Transactio.

... sub ...

[illegible] ... apud acta nec in scriptis ...

... valeat, nec ... non ...

... apud ... C de Trāsac

... ad ea de qui non est cogitatum ...

8 ... lado ... [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

k nutum vel [illegible]

[illegible]

4 Procurator pot libere agere [illegible]
nisi cu[m] [illegible] mrē suam tenet [illegible]
[illegible] a[n] mrē suam [illegible] si est ex causa [illegible]
[illegible] defendere [illegible] conditione [illegible]

5 [illegible] timea [illegible]
[illegible] [illegible]

6 Procurator [illegible]
[illegible] procura

procurator in qb[us] casib[us] n[on] pot ag[ere]

7 [illegible] et in actionib[us] prohibitis
[illegible] si mandat [illegible]
[illegible] penal[is] et ad crimin[alis] [illegible]
[illegible] si procurator in cri
minalib[us] [illegible] et nemo ei opponit tnc admittit [illegible]
[illegible] Reu[m] criminis [illegible] procura

alibi procurator qd nō pot sine spali mandato facere

[illegible] in [illegible] casu [illegible] ite procurator
mandat[us] [illegible] procurat[or] [illegible]
8 nō petit restitutione in integrum nisi habeat spale mandatu [illegible] gnalis pebit pr
[illegible] [illegible] [illegible]

[illegible]

[illegible] fil.[illegible]

[illegible] est [illegible] nulla [illegible]
[illegible] 27 (si pupilli [illegible] videamus [illegible]
[illegible] psona [illegible] admittit) ad [illegible]
[illegible] possunt [illegible]
[illegible] possessionis in qua admittit [illegible]
[illegible] Fallit in causis [illegible]
[illegible] appella[illegible] et C. de appella[illegible]
[illegible] C. de [illegible]
[illegible] admittit [illegible] et [illegible]
[illegible] administrationis [illegible]
[illegible] leges [illegible] Bar[illegible]
[illegible] principali [illegible] appellationis [illegible]
curator [illegible] cautio Bar. in l. [illegible] C. de [illegible]

[illegible]

[illegible] Bar. in [illegible]
[illegible]
[illegible]

[illegible]

[illegible]

[illegible] ... ator [illegible] ... no per [illegible]

[illegible] ... ut [illegible] mute in 2 [illegible]

[illegible]

[illegible] ... per [illegible]

[illegible]

[illegible]

[illegible] ... Item pot [illegible] ...

[illegible] C. et p cura [illegible] ... administratores [illegible] ...

[illegible] ... et p cura [illegible] ...

[illegible]

Fallit in [illegible] Bar. in l. [illegible] procurator [illegible]

Procurator

18

19 Procurator [illegible] ple per [illegible] domini [illegible] 2ffiniere [illegible]
Bar. in l. [illegible] usufructuarius aut [illegible] d. oper. noui nunc.

[illegible] administratio [illegible]

Procurator [illegible]
[illegible] Bar. in [illegible]

[illegible] caueri a [illegible]
Bar. in [illegible] procuratorio [illegible]

Procurator [illegible] per [illegible]
fa Bar. in l. d. pupillo [illegible]

[illegible] pupillo
[illegible]
6 [illegible] procurator aut [illegible] d. oper. noui nuncia.
[illegible] remittere nunciationem noui operis [illegible]

[illegible]

procurator non potest [illegible]
[illegible]
[illegible] Transactionis [illegible]
553 Fallit in 3 casibus [illegible] l. Transactionis a bo.

[illegible]

Jur. a ratione ... ignoraverit ... dñi visuetiore ... [illegible]
justina sequenter debet facere ã se emunit, nõ hac actione teneatur ... [illegible]
S ... absente ... negot. gestor

Negotiorum gestor tenet? quo restituere q eius noie exegit

... restituere ... eius noie exegit cum si sit inde

... temperat. si ... negotia ... negot. gestor

[illegible]

4 ... teneatur ... interdũ solu. ... [illegible]

5 [illegible]

6 Gestor an possit intent
t nego. gest

[illegible]

... gerit ut ... [illegible]

[illegible]

... gestor ... [illegible]

[illegible]

[illegible]

1 [illegible] veniant in legatum [illegible] si cui [illegible] aur[illegible] arg. [illegible] na
[illegible] [illegible] [illegible] est.

vasa vinaria q[uae] [illegible]

2 Vasa vinaria [illegible] [illegible] vel certa va
sa vini, [illegible] vinaria, [illegible]
na [illegible] quā [illegible]
[illegible]

[illegible] compromissum [illegible]

[illegible] et recep arbi.

[illegible] incognita Bar[illegible] XIIII n° 6 [illegible]

[illegible] quod [illegible]

compromissum fit ad decimedas lites [illegible] ff de recep arbi.

carp[illegible]

[illegible]

[illegible] appell[illegible] q[illegible] continuatur et [illegible]

[illegible] et ver[illegible] spiritua[illegible]

Arbiter

Arbiter non possit ultra illud quod est [illegible]

Arbiter nihil potest ultra illud quod est [illegible] [illegible]
[illegible] receptum arbitrium

Arbiter non potest ferre [illegible]

[illegible]

[illegible]

[illegible]

Arbiter [illegible]

Arbiter qui cogitur ferre sententiam et quando non.

Arbiter qui [illegible] in se suscepit arbitrium tenetur omnimodo ferre sententiam
[illegible] alias [illegible] [illegible] receptum arbitrii. Fallit in hoc casu arbiter non cogitur
ferre sententiam, nisi pena hincinde fuerit [illegible] aut aliquod aliud
depositum sit apud ipsum arbitrum [illegible] succedat [illegible] receptum arbitrii.
[illegible] illud [illegible] compromittentes [illegible] cogitur ferre sententiam si alter vult
Fallit enim in hoc casu quod arbiter non cogitur ferre [illegible] vult [illegible]
[illegible] pena [illegible] et alter non [illegible] arbiter non cogitur ferre sententiam [illegible] erit
[illegible] Fallit enim in hoc casu quod arbiter non cogitur [illegible] cogitur ferre
[illegible] pena fuerit [illegible] [illegible] [illegible] dicit
[illegible] nisi quando [illegible] [illegible] arbiter non cogitur ferre sententiam
[illegible] receptum arbitrii. Fallit enim in hoc casu [illegible] inimicitie aut
[illegible] inter [illegible] [illegible] licet sit receptum
[illegible] [illegible] [illegible] [illegible]
arbitrii [illegible]
[illegible]

Arbiter si partes non instruxerint ad arguendum [illegible] ipse debet statuere alia cogi poterit ei [illegible] si [illegible] ff. de recep. arbi.

[illegible] debent ferre sniam simul et in solidum si plures sint constituti in una eadem causa nec unus sine alio pot ferre nec cogi [illegible] ff. de recep. arbi.

Arbitri si inter se discrepent ut adeo q nõ possint ferre sniam a plide possunt cogi eligere tertium [illegible] ff. de recep. arbi.

Arbitrorum maior pars facit [illegible] ad [illegible] sniam et [illegible] ff. de recep. arbi.

Arbiter pot mutare et revocare sua sniam interlocutoriam [illegible] ff. de recep. arbi.

Arbiter [illegible] sniam alias est nulla si est in [illegible] ff. de recep. arbi.

[illegible] partes ut veniant in tali loco ad [illegible] utriq parti [illegible] et alteri inhonestus [illegible] pena non committitur [illegible] est talis locus non [illegible] ff. de recep. arbi.

Arbitri [illegible] eligerit tale arbitrum [illegible] ff. de recep. arbi.

Arbiter.

Arbiter de rerre [illegible] [illegible] [illegible] ... [illegible] non valeat ... ff. de recep. arbi.
[illegible] sna. [illegible] ... litigan ... ff.

Arbiter qui non pot recepi.

la. Arbiter non pot recepi in causa criminali, [illegible] non distinguemus ... Arbiter [illegible] pot summi in
... in iam ff de recep. arbi. ite Arbiter ... iudicare de huiusmodi
... causa liberali ... peccat ... non distinguemus ... iulia
... ingenuitate et ... non pot summi in causa
... ff de recep. arbi. ite Arbiter non pot summi ... julianu ff de recep. arbi.
... fin ff de recep. arbi. ... distinguemus ... non pot sibi ... in
... vel ... in re ... non pot ...
ite Arbiter ... ff de recep. arbi.
... ff de ...

Arbiter ...

Arbiter ... in re ... pot ... [illegible]
[illegible]

Arbiter [illegible] e occultat et non vult ferre sniam pror iu [illegible] [illegible] non distinguemus [illegible] [illegible] recep. arbi.

Arbiter [illegible] excedere fine compromissi, recep. [illegible] alic [illegible] sine sniam ferre, nisi de eo quin [illegible] missio [illegible] [illegible] non distinguemus [illegible] [illegible] recep. arbi.

Arbiter non pot aliu delegare, nisi a partibus in [illegible] misso [illegible] fuerit, [illegible] certa sniam ferre [illegible] non distinguemus [illegible] recep. arbi.

Arbiter [illegible] non teneat sniam ferre sine fideiussoribus

Arbiter non tenet sniam [illegible] fideiussoribus [illegible] [illegible] sine [illegible] [illegible] [illegible] recep. arbi.

[illegible]

Fiscus primo est privilegiatus

Fiscus ... privilegiatus ... quatenus reponitur ... in ...

... in ...

... aliud ...

2 ... in ...

Fiscus antevenit solvere legata de bonis que accepit ...

3 ...

4 Fiscus ... 2 ...

Fiscus quo jure utit ... cau. fiscali

5 ... petit vendicare rem quae incidit in commissum ... fiscus ... Bar. in l. commissa ... l. commissa.

bona ...

Fiscus ... lib. 10 ... et ... ante sententiam ... Fiscus l. ex ... et ita non ... bon ... l. post ... bona.
in l. post ... no ... bona.

Fugitivus

Fugitivus quis est

Fugitivus est [illegible] q[ui] fugiendi a [illegible] consilium suscepi[t] [illegible] factum fuge [illegible]
[illegible] se factum [illegible] et vide [illegible] fugitivus [illegible]
[illegible] recedit
et [illegible] Fugitivus est q[ui] [illegible] et [illegible]
[illegible] redeat ad dominum [illegible]
quis sit fugitivus [illegible]

contumax audit[us] [illegible] [illegible] [illegible]

[illegible] mysticus [illegible] audit[ur] [illegible] prius [illegible] [illegible] [illegible]
in fine [illegible] et [illegible] [illegible] quo [illegible] jud [illegible]
jas· in l· sancimus c· d· jud

contumax dr tribus modis.

2 Contumax dr tribus modis· p[ri]mo contumax dr sine citatus n[on] [illegible] venit, et accusatus eius co[n]tumacia [illegible] [illegible] prouida [illegible] et siquide [illegible] jud· [illegible] dr [illegible] [illegible] [illegible] [illegible] [illegible]
tus recedat [illegible] bar [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] in l· si finita § julianus
in § col· ff d dam· infec· [illegible] [illegible] [illegible] [illegible] [illegible] alt· tertio [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] tribus [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]

contumax an audiat[ur] si deficit unus nummus in soluendo expensas

3 [c]ontumax n[on] debet audiri [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] unus nummus in
bal· in c· [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
et idem jas· [illegible] in l· sancimus in ordinaria expone c· d· [illegible]

contumax vere [illegible]

[illegible] [illegible] [illegible] coram judice et prestat [illegible] n[on] intelli[git]
4 contumax vere dr [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
in eum colentire [illegible] aliquo acta que facit [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
contumax [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] bar· [illegible] bar [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] et jas· in l· sancimus [illegible] [illegible]
[illegible] [illegible]

[illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]

5 [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] contumacia [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
ff d [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] ratihabitionis ff d [illegible] [illegible] in l· [illegible] [illegible] [illegible] [illegible] c· d·
[illegible]

6 contumacia [illegible] [illegible] [illegible] [illegible] [illegible] facit quo [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] n[on] facit quem habere [illegible] [illegible]
cornelia § fin· ad senatus [con]sul· sylliani· et bar· [illegible] [illegible] ad [illegible] [illegible]
[illegible]

Contumax post [illegible] ... [illegible] mand[ato]

[illegible] ... [illegible]

Contumax in [illegible] ... [illegible] audire

Contumax [illegible] ... vero [illegible] ... [illegible] ... nova materia

Contumax [illegible] ... [illegible] indicare ex alia [illegible] ...

Contumax [illegible] audit

Contumax [illegible] nisi prius refertis [illegible] juri [illegible] l. sancimus C. de judi.

Contumax ad quod tenet

Contumax [illegible] ... l. sancimus C. de iudi.

contumax [illegible] poly. et. Mar
fili. In l. et in nostra n° 56 et re iud.

Citatio ad audiendum sniā an dz esse ꝑ contra

[illegible] dicit [illegible] competens [illegible]
[illegible] parent [illegible] citato
[illegible]

Citatio [illegible]
[illegible]
[illegible] et uis patri petente [illegible]
[illegible]

citatio qn̄ possit fieri ex Territorio et qn̄ no.

[illegible] Territorio [illegible]
[illegible] per citare in publica audientia [illegible]
[illegible]
[illegible]

[illegible]

[illegible] citatio ne [illegible]
Bar. [illegible] sufficit aquirio [illegible] quacunq tractatione [illegible] ad
[illegible] ò uiam sz à [illegible]

citatio dz esse d' presen et qn̄ no.

[illegible]
[illegible] introducit citatio ac si nō [illegible]
[illegible]

[illegible]

8 [illegible]

[illegible] sic [illegible] et [illegible]

[illegible] unde si aliquis [illegible]

[illegible]

[illegible] in [illegible] col [illegible]

[illegible] curationi [illegible] hic et in

[illegible] in [illegible]

... turio ad ...

... terminus ... ius ...

Citatio facta die feriata ad diem ...
... valet ... non ...

Citatio facta die feriata ob ...

... ad domum ...

... domum ... citatio ad ...
... ad exhib ... ad ...

[illegible]

[illegible]

[illegible]

4 [illegible]

[illegible]

6 [illegible]

[illegible]

[illegible] in communitat [illegible]

[illegible] in communitat [illegible] primo [illegible]
[illegible]
[illegible]

[illegible] non possit ampliat [illegible]
[illegible]
[illegible] Ampliat in q casibus et [illegible] ff. [illegible] 8
[illegible] Caro [illegible] in [illegible]
[illegible] 27 fallit [illegible] ut [illegible]
[illegible] Ampliat in q casibus et [illegible]
ut [illegible] felix in [illegible] in [illegible] suo et in [illegible]
[illegible]

conclusio in ca [illegible]

[illegible] vel elapso termino [illegible]
Ampliat et limit [illegible] in [illegible]
[illegible]

[illegible]uariatores, q dicat [illegible]

Prçuaricatores [illegible] [illegible] causam aduersarijs suis [illegible] Donant, et ex parte altera, in parte Rei tocedunt a vari[illegible] camdo enim prçuaricatores dicti, [illegible] prçuaricatores [illegible] de vbo. et ver. significa.

Falcidia qn cessat et qn detrahitur [illegible]

Falcidia [illegible] test [illegible] [illegible]

[illegible] Falcidia cessat [illegible]

[illegible] falcidia cessat [illegible] detrahitur falcidia [illegible] Sed si facit inventarium solemnem [illegible] hoc casu potest detrahere [illegible] si aliqui erant absentes [illegible] in inventario [illegible] testator [illegible] altera [illegible]

Falcidia [illegible]

[illegible] in principe non cessat [illegible] et in legatis [illegible]

Falcidia quare introducta sit.

3 Falcidia [illegible]

Falcidia [illegible] sacro ecclesie [illegible]

[illegible] ad [illegible] falcidia [illegible] detrahitur [illegible] vide [illegible] in altera [illegible]

Falcidia cessat [illegible] dominium [illegible] ad [illegible] ad falcidiam [illegible]

Falcidia [illegible] q[uo]d [illegible]

Falcidia [illegible] de legatis et fideicommissis [illegible] ~~[illegible]~~ l. marcellus [illegible] ff. ad Treb. Fallit in q[ua]tuor casibus [illegible] legatis ad pias causas [illegible] donationis [illegible] falcidia [illegible] in ista [illegible] casibus [illegible] in l. lex falcidia [illegible] [illegible] [illegible] de donatione causa mortis [illegible] Falcidia [illegible] mortis [illegible] [illegible] in [illegible] Et [illegible] ad [illegible] operis publici detrahi [illegible] [illegible] [illegible] Falcidia [illegible]

Falcidia q[uo]d detrahi p[otes]t [illegible]

Heres [illegible] inventarium [illegible] falcidiam [illegible] non fecerit in [illegible] falcia. Fallit in [illegible] casibus [illegible] Trac. [illegible]

in Falcidiam q imputa[illegible]

ubi [illegible] [illegible] nec heres percepit fructus tn̄ alienauit aliquas res hereditarias, illę res alienatę imputātur in quartam et [illegible] [illegible] [illegible] [illegible] casu q valor earum [illegible] quartam [illegible] assignat [illegible] et [illegible] [illegible] [illegible] ultra quartā [illegible] q est [illegible] [illegible] alienatio quatenus [illegible] ultra quartā [illegible] ad l. falcid. Fallit in 2 casibus opinio in l. in quartā [illegible] ad l. in quartā ff eod. n° [illegible] [illegible] [illegible] [illegible] hereditario accipi [illegible] in Falcidiā [illegible] l. in quar[illegible] q [illegible] hereditario [illegible] ampliat in 5 casibus [illegible] Rip. in [illegible] [illegible] ad l. falcid. [illegible] Fructus imputantur in Falcidiam [illegible] [illegible] [illegible] Ampliat et limitat [illegible] [illegible] [illegible] l. in Fideicommissariam ff ad [illegible] [illegible] [illegible] [illegible] Rip. [illegible] [illegible] [illegible] ex rebus hereditariis post mortē [illegible] [illegible] in Falcidiam [illegible] [illegible] [illegible] [illegible] tn̄ [illegible] Testatoris [illegible] in Falcidiam [illegible] Alex in l. in [illegible] [illegible] [illegible] [illegible] [illegible] deducitur [illegible] Falcid. [illegible]

l. in [illegible]

In Falcidiam q[uae] n[on] imputantur.

[illegible] non imputantur in Falcidiam [illegible] Fallit in 2 casibus q[uo]d not. [illegible] in l. [illegible] quarta [illegible] [illegible] alia [illegible] [illegible] in Falcidia [illegible] [illegible] Fallit in 6 casibus q[uo]d not. [illegible] [illegible] [illegible] principi [illegible] donavit [illegible] falcidia [illegible] in legatis C. ad l. falcidiam.

Item Falcidia q[uan]do cessat. idest in [illegible]

a. et in l. [illegible] [illegible]

Item Falcidia [illegible] in [illegible] casibus [illegible] enumerando [illegible] cessat in [illegible] legato instrumento [illegible] [illegible] rem habere [illegible] et l. [illegible] usufructus § Dos [illegible] forte representationis ut ff eod. l. [illegible] [illegible] in [illegible] rem in liberationibus ut [illegible] etiam [illegible] § [illegible] an et [illegible] in relicto hominum [illegible] [illegible] [illegible] [illegible] [illegible] cum [illegible] [illegible] [illegible] iure cessat in tribus casibus [illegible] in d. auc. [illegible] cum testator l. a. [illegible] [illegible] item in quo [illegible] ut in auctentica [illegible] [illegible] ad l. falcid. hoc casu cum multis aliis vide [illegible] [illegible] [illegible] ad [illegible] voluerit integra legata [illegible]

Item Falcidia in legato facto ad redemptionem [illegible]

Falcidia [illegible] cessat.

Vide in 715

[illegible]

[illegible]

[illegible] non [illegible] in Rep. [illegible]

Testam̄ in milite q̄d dr̄.

Testam̄ in milite dr̄ iudiciū. q2 q̄cūq modo vo[illegible]
2 d̄ mili. testam. [illegible]

[illegible]

Testamentu [illegible]
[illegible] et [illegible]

[illegible] sibi gladio vngua [illegible]

Faber lignarius q[illegible] comprehedit sub se

1 Faber lignarius [illegible] non solum [illegible] dolat [illegible] [illegible] edificat [illegible] [illegible] significat

Faber [illegible] ne maleat prope [illegible] publicas [illegible]

2 opinione tenet [illegible] et limitat in uno [illegible] [illegible] [illegible] proximo [illegible]

Faber qui tenetur se abstinere ab exercitio

3 [illegible]

[illegible]

[illegible]

3 Hereditas [illegible] dari [illegible] [illegible] [illegible] [illegible] d[illegible]
item [illegible] donatum [illegible] [illegible] [illegible]
a [illegible] [illegible] [illegible] [illegible] tenet in L [illegible]

Hereditas damnosa an [illegible] hereditas

2 Hereditas [illegible] [illegible] [illegible] hereditas [illegible] [illegible] [illegible] [illegible] fica [illegible]
Autem [illegible] [illegible]

Heredes priusquam adeant [illegible]

[illegible] [illegible] [illegible] [illegible] regula
[illegible] dr quasi aeterna [illegible] emancipata [illegible] [illegible] [illegible]
[illegible] [illegible]

Hereditas adeundo transmittitur [illegible] [illegible] [illegible] delib[illegible]

[illegible] non transmittitur [illegible] [illegible] [illegible] in nouissimo
[illegible] [illegible] [illegible] [illegible] sequen[illegible] [illegible]
4 [illegible] [illegible] [illegible]
[illegible]
[illegible]
Titius et [illegible] [illegible] [illegible] [illegible]
[illegible] XII [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible]
[illegible]
[illegible] [illegible] [illegible] [illegible] sui [illegible]
5 [illegible] [illegible] [illegible]
[illegible] [illegible]
[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible] correct [illegible] [illegible] [illegible]
6 Hereditas [illegible] [illegible] erat alius [illegible] universalis.
contra [illegible] [illegible]

[illegible] incodicillis

6 [illegible] codicillis nec [illegible] 12 c. de codic. l. no codicill. [illegible] Fallit in q[ue] ca[illegible]
sibus [illegible] ibi Amplius [illegible] casib. ut [illegible] in 7 a[illegible]
309.
[illegible] heredit[illegible]

7 [illegible]

8 [illegible] libertas est [illegible] in [illegible]
[illegible] de [illegible] o [illegible]

9 [illegible]
[illegible] 5 tim. et lega. [illegible]

[illegible] bonorum quaq[ue] [illegible]
10 [illegible] d. verbo. et [illegible] appellare [illegible]
[illegible] damnosa [illegible] est sicuti bono. possessio
[illegible] d. verbo. et [illegible]

1 [illegible]

12 [illegible]
13 [illegible]
14 [illegible]
15 [illegible]

Hereditatis a ... non continet.

12.

Hereditas quo debetur.

13 Hereditas debetur agnato primo ...

... hereditatis ...

14 Hereditas ... primonio ... in l. 3 ff. de bonor. posses.

15 Utrumque hereditas ... in l. 3 bona ... ff de ...

16 Hereditatis ... non ... sequitur ...

Hereditas delata quae dicatur

17 ... de ... institua ...

7

[illegible]

[illegible] curavant ad [illegible] 2 [illegible] fide instrum[illegible] [illegible]

[illegible] et [illegible] [illegible]

[illegible] diuers[illegible] rescript[illegible] [illegible]

[illegible]

Exeplu[illegible] no[illegible] [illegible] [illegible]

[illegible] in [illegible] [illegible]

[illegible] fide instrum[illegible] [illegible]

[illegible] sup[illegible] simpl[illegible] [illegible] manu [illegible]

[illegible]

[illegible]

[illegible] ad hoc et istud [illegible] [illegible] et ind [illegible]

[illegible] requiritur ad [illegible]

[illegible] illud [illegible]

[illegible]

[illegible]

[illegible]

8 [illegible] antiq[illegible] [illegible]

[illegible]

9 Nam [illegible]

[illegible]

10 [illegible]

[illegible]

11 [illegible]

[illegible] ex [illegible]

[illegible] testes [illegible]

[illegible] Notarius [illegible]

[illegible] faciat [illegible]

[illegible]

[illegible]

Exẽplar ad hoc vt fidem
faciat qd requirit.

3 [illegible] paraacim [illegible]
[illegible]
cul. § i rñsio ß obici. ff. ex in cõsil. 2 [illegible]

Exempla nõ restringũt regulam ß declarant. l. Damni infecti
4 ff. de dam. infe. [illegible] l. scire opz § i ff. de excusa. tuto. l. fin. ff. de
er facti igno.

5 Exemplũ graue est preter nocentes insonte punchi [illegible] l. fin. in
fine l. de inj. q iure. occasio.

6 [illegible] exemplis nõ est iudicandũ ß legibus l. nemo iudex l. 3
et interlocu. om. iud.

7 Exemplũ facit [illegible] [illegible] [illegible] [illegible] [illegible]
ret ff quead. [illegible] [illegible]

8 Exemplũ cũ positũ [illegible] ad [illegible] l. scire opz [illegible] vbi
Bar. [illegible] ff. de excu. [illegible] et cura.

Exẽpla.

9 Exempla nõ [illegible] in l. chirographis in vbo tutores ff de
admi. tra. tuto.

[illegible] manu notarij publici [illegible] fidem facit.
[illegible] ex argentarijs [illegible] ait [illegible]

[illegible] lex est in l. in testo [illegible]
[illegible]

12 Exemplum instrumenti regulariter non probat. casus est in l. [illegible]
[illegible] C. de edendo Not. [illegible]

Juramentum non certi [illegible] constitutionem [illegible]
[illegible] vassis

[illegible]
[illegible] invenitur [illegible]
Bussinarum [illegible]
[illegible] In hereditate non remanet [illegible] afferunt [illegible]
[illegible] de iure [illegible] consiguentur
[illegible] bona ut [illegible] in authen. [illegible]
[illegible] collationem [illegible] ut [illegible]
[illegible]
[illegible] defuerint [illegible]
facere [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
Jeronimus [illegible]
[illegible] ditarias ut [illegible]
[illegible] quamquam [illegible]
Ecclesia [illegible]
[illegible] Bar. in Repe. l. habeat col. 46 C. de sac. san. ecclesiis [illegible]
[illegible] hereditarum in 22 [illegible]
[illegible]
[illegible]

inuentarij faciendi tempus

Heres si facit inuentarium hereditatis: si res presentes sunt, infra tres menses tenetur facere. si absuerint intra annale spacium. ut C. de iure delib. l. scimus § sin aut dubius et § sin aut alocijs C. de iure delib. et intelligitur a apertura tabularum vel eo tempore quo agnouerit se heredem esse. d. l. scimus. et tunc incipit currere tempus. d. § sin aut alocij.

locus [illegible]

[illegible]

locus [illegible] est q[illegible] [illegible] nagminiatio Rei quā alter re
situada [illegible] [illegible] [illegible] fini [illegible] et [illegible]

[illegible]

Consuetudo quae attenditur [illegible]

[illegible] cum diversis de [illegible]. Arum [illegible] [illegible] attendi [illegible] gravamen ecclesiis inducat [illegible] consuetudinem [illegible] consuetudo attenditur scilicet de iure [illegible] electio episcoporum pertineat ad canonicos [illegible] [illegible] Item [illegible] dignitati servatur [illegible] si diversa fuerint [illegible] [illegible] consuetudine [illegible] valet consuetudo [illegible] [illegible] in [illegible] consuetudo [illegible] [illegible] consuetudo [illegible] [illegible]

Consuetudo [illegible]

Consuetudo [illegible] non valet [illegible] consuetudo [illegible] ad [illegible] [illegible] non valet [illegible] [illegible] libertate ecclesie non valet. Bar. [illegible] Hoc [illegible] Eccle[illegible] [illegible] consuetudo [illegible]

[illegible]

Consuetudo [illegible]

Consuetudo [illegible] duos testes [illegible] et concord. [illegible] Bar. in l. [illegible]

Consuetudo quae sit servanda et quae non.

Consuetudo [illegible] sit servanda et quae non [illegible] est [illegible] Bar. in l. [illegible] quae sit longaeva consuetudo [illegible] aut [illegible] legem [illegible] casu [illegible] eam debere servari. [illegible] [illegible] privata l. [illegible] [illegible] non debet servari [illegible] [illegible] diminuta [illegible] contra legem divinam [illegible] [illegible] [illegible] ex [illegible] [illegible] si constat [illegible] [illegible] legem et non valet [illegible] ad [illegible] [illegible] contra legem et [illegible]

[illegible]

10 [illegible] Cons[uetudo] [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible] si constat [illegible]
[illegible] fi stat posse.

Consuetudo an extendat [illegible]

3 Consuetudo et [illegible] non extendit [illegible]
[illegible]

Consuetudo non pot[est] esse apud princip[em] et judicem.

5 Princip[es] et [illegible] judices [illegible]

[illegible]
[illegible] legis [illegible]
[illegible]
[illegible] unica [illegible] populi constituit [illegible]
consuetu[do] [illegible]

8 [illegible]

Consuetudo quasi sonat excus.

9 Consuetudo excusat Notarios Dec. in l. singularia in col. fin
ff si cer. pet

10 Coniu[illegible] [illegible]

[illegible]

[illegible] quas [illegible]

11 Coniunctio [illegible]

12 Coniunctio [illegible]
Dx. [illegible]

[illegible]

[illegible]

[illegible]

consuetudo, [illegible] excipit.

Coniunctio [illegible] excipit [illegible] Do. [illegible]
[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] est parrica [illegible] q[illegible] [illegible] Ami ad nobilia [illegible]
Notando, q[illegible] [illegible] horum parricc et antixennc[illegible]
[illegible] forma [illegible] et ide dt [illegible] a scribendo et [illegible]
[illegible]:

Notarius in ca[illegible] in qua intervenit scribendo et
Testis possit esse

Notarius in ca[illegible] in qua intervenit scribendo [illegible] fallit
[illegible] Testimonio [illegible] And. et a[illegible] in l. qui [illegible] [illegible]
in [illegible] casibus [illegible] Campeg. in trac. a [illegible]

[illegible] intellis ex ea [illegible] quod [illegible]
[illegible]
[illegible] est [illegible]
castro [illegible] adendo

Plebis diffinitio

Plebs est ceteri cives sine senatoribus [illegible]. Plebs [illegible] id verbo et rerum sig.

Plebs a quo differt.

Plebs differt a populo ut species a genere, quia populi [illegible] omnes [illegible] Nobiles et ignobiles, plebs vero tantum minores [illegible] ut [illegible] a plebe [illegible] de iure [illegible] civili. § plebs autem.

[illegible]

9 [illegible]

[illegible] ueritione. [illegible] ex dispone [illegible] Del morum. ut in usura q dr [illegible] dote tardius soluta [illegible] [illegible] Bar in l. cuncti populos [illegible] ubi ideo [illegible] qui uenit ex dispone legis [illegible] De facto hominis [illegible] accipit usuras [illegible] quilibet [illegible] [illegible] Usuras [illegible] [illegible]

[illegible] non sint permisse [illegible]

2 [illegible] que peruntur [illegible] iste sunt [illegible] [illegible]

[illegible]

3 [illegible] restituenda. Bar in l. in insula [illegible] usuras [illegible] primo.

[illegible] acrio est [illegible]

4 [illegible] in l. [illegible]

[illegible]

[illegible] ex [illegible]

[illegible] fluvio [illegible]

7 [illegible] imaginatione [illegible]

Hypotheca q[ui]d e[st]

1 Hypotheca est [illegible] immobi[lis] pignori obligata, [illegible] [illegible] rex in
[illegible] Dia[illegible] [illegible] [illegible] [illegible] [illegible] Hypotheca nō est
[illegible] [illegible] [illegible]
aliud quā [illegible] [illegible] [illegible] [illegible]

Hypothecariū ius q[ui]d est.

2 Hypothecariū ius est illud [illegible] [illegible] [illegible] [illegible] in consideratio
[illegible] sui [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible], id est sub [illegible] [illegible] po[illegible] [illegible] [illegible] [illegible] constituit
pignoratā creditori supponit et ipsa sibi [illegible]

Hypothecare q[ui]d est

3 Hypothecare est obligare pignorare [illegible] [illegible] [illegible] [illegible] sub [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] sub [illegible] et [illegible] [illegible]
de [illegible] pignon [illegible] supponendi

[illegible] [illegible] [illegible] [illegible] [illegible] erat et in q[uo] nō

4 Hypotheca et [illegible] [illegible] quantū ad [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] actio [illegible] aliis in 3 casibus [illegible] [illegible] [illegible]
[illegible] [illegible]
d. [illegible] ire servana.

Hypotheca.

in generali hypotheca et [illegible] q̄ bona continet

In generali hypotheca [illegible] [illegible] [illegible] [illegible]
[illegible] inventum [illegible] q̄ [illegible] [illegible] in
[illegible] et [illegible] [illegible] [illegible] in [illegible]
in [illegible] [illegible] [illegible] [illegible] et [illegible] [illegible]
[illegible] [illegible] continet)
[illegible] et hypothec. [illegible].

Testam. facta ad pias cas. cū duob. testi. an va[illegible]

Testamenta facta ad pias cas. valent etiā cū duobus testibus ex c. relatum [illegible]

Testari q. possit ad pias cas.

[illegible] testari ad pias cas. Bar. in l. [illegible] prohibeat [illegible] 23. C. [illegible] ad pias cas. [illegible] est in monasterio [illegible] [illegible] infamis [illegible] cas. [illegible] et testa. [illegible] Item usurarius [illegible] Bar. in l. [illegible] et C. de sac. s. eccle.

Testari [illegible] possit ad pias [illegible]

Furiosus et [illegible] captivus non possunt [illegible] [illegible] s. hab. [illegible] C. de sac. san. eccles. [illegible] pupillus [illegible] [illegible] habeat [illegible] C. de sac. [illegible] nec [illegible] [illegible] non testari ad pias cas. nisi [illegible] cognita [illegible] sibi [illegible] Bar. in l. [illegible] C. de s. e. sac. [illegible]

Testamenta facta ad pias cas. [illegible]

Testam. [illegible] relictū ad pias cas. etc. valet [illegible] deficeri [illegible] [illegible] habeat [illegible] C. de sac. [illegible]

[illegible] ra [illegible] rib.

[illegible] aut [illegible] argumenta

[illegible] d [illegible] ait Bar. in Repe. l. habuit col. 64 c. d. sa

[illegible] eccle. et hoc [illegible] iure ciuili qz relictum

libertatis [illegible] in uoluntate alterius [illegible]

ia libertas [illegible] et fraicom. ciuber: [illegible] Rubeus [illegible] ad pias

[illegible] valeat [illegible] non [illegible]

[illegible] certa res et [illegible] aliis [illegible] dispanie [illegible] et iur.

[illegible] codicillus l. patrimonio [illegible] et leg.

[illegible] pena [illegible]

[illegible] distribuat inter pauperes [illegible] tale [illegible] testam. valeat

[illegible] ille executor est [illegible] ex [illegible] testi. [illegible] in eit. et instr.

[illegible] uero aliqua. Bar in Repe. l. habeat col. 85 [illegible]

[illegible] Ext.

[illegible] ingat pis locis an [illegible] haber

[illegible] loc. omni.

T. [illegible] a [illegible] rauis [illegible] habere [illegible] solemnitatem

[illegible] in l. Gnali [illegible] sac. san. eccle.

Noxa q dicat?

Noxa dr q nocet vel nocuit, vt ceruus aut aliud animal nocens est. [illegible]

Noxa quando pro minat

Pro noxa aliqn sumitur culpa [illegible] peccato, aliqn pro pena est id [illegible]

Noxe appellatione qd venit

Noxe appellatione oe delictu [illegible] in pena q est [illegible] ver. significa.

[illegible] tallia [illegible]

[illegible] ut A [illegible] auferendo [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible] minuere quantum et [illegible] [illegible] habeat [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible] habitatione [illegible]

2 [illegible]

[illegible] habitatione [illegible]

3 [illegible]

4 [illegible]

5 [illegible]

[illegible]

[illegible]

8 [illegible]

Testator in dubio voluisse [illegible] mar[illegible] unde quod sit po[illegible]
9 [illegible]

10 [illegible] habere [illegible]

[illegible] est [illegible] et magis attendenda [illegible] in [illegible]
[illegible]

12 Testator nō pōt v[?] [illegible] prohibere l. si ut [illegible] C. [illegible] l. Falcid.

Testator nō pōt prohibere quartam iure naq debitā vt ff ad l. falcid. [illegible] vt alegas. C. ad l. falcidia. secus [illegible] testator [illegible] trahenda. vt C. ad l. falcidiā [illegible] l. falcidia l. si q̄s.

14 Testatō[illegible] legat habitatiōe [illegible] vidua erit q̄ si [illegible] tēporis vna est vidua, an [illegible] Bar [illegible] in l. hoc articulo in [illegible] ff [illegible] Futura Bar. in l. hoc articulo [illegible] sequi [illegible] credo [illegible] Bar. [illegible] vsū et [illegible]

15 Testator si legauit [illegible] Donec vita vixerit [illegible] [illegible] alimēta [illegible] [illegible] amit.

bonitū

Solemnitas juris civilis in testo quo no observat.

1 Solemnitas juris civilis no observata in [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
et fac [illegible] [illegible]

Solemnitas testoria quo no attendit.

[illegible] [illegible] no attendit in testo [illegible] actu [illegible] [illegible]
[illegible] [illegible]

Solemnitas juris quod pot relaxari

3 Solemnitas juris pot [illegible] relaxari [illegible] [illegible] [illegible]

Solemnitas legis q [illegible]

4 Solemnitas legis [illegible] no [illegible] mutari substantia [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible]

Solemnitas Testamenti ex q no pot tolli

5 Solemnitas Testamenti no pot tolli [illegible] [illegible] Testamenti [illegible] [illegible]
[illegible] Testator.

Solemnitas [illegible] in q requirit

6 Solemnitas [illegible] in testamentis [illegible] [illegible] [illegible] Testator

Solemnitas quo no psumatur.

7 Solemnitas extrinseca no psumit [illegible] [illegible] [illegible] [illegible] [illegible]
Solemnitas [illegible] psumitur [illegible] interdum [illegible] [illegible]
lib. io. [illegible] [illegible] [illegible]

Solemnitas [illegible] in q requirit.

8 Solemnitas [illegible] requirit in [illegible] [illegible] Testamento [illegible] requirit [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible]

Solemnitas Testiu in q no requirit.

9 Solemnitas Testiu nec Rogatu no requirit [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible]

[illegible]

10 [illegible] oarrenfera [illegible]
[illegible] ff at publicia.

solemnis stipulationis per quod pot remitti
11 [illegible] stipulationis pot remitti [illegible] Arcr-
[illegible] in li ff at [illegible] oblig.

inco. e [illegible]

Jncola dicitur qui in aliqua regione domicilium contulit, [illegible] [illegible] transferendi [illegible] [illegible] [illegible] vel mansionem [illegible] studij ibidem [illegible] domicilium retinuit [illegible] [illegible] l. pupillus § incola vel [illegible] [illegible] [illegible] vocab. [illegible] [illegible] in [illegible] [illegible] [illegible] [illegible]

jncole q dicant, et q nō

H. [illegible] [illegible] morant incole [illegible] [illegible] et qui [illegible] [illegible] [illegible] et [illegible] se ipse in aliquem locum [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] vicinant incole [illegible] [illegible] [illegible]

[illegible]

[illegible]

[illegible]

Aduena ~~diffinitio~~ quare dicat[ur].

1 [illegible] [illegible] aduenit s[ecundu]m Ysido[rus] lib. x. ethymol. [illegible] in urbe appellat[ur] in fine [illegible] significa[t].

Aduena q[ue] dicat[ur] et in q[uo] differat

2 Aduena [illegible] peregrinis aduen[illegible] [illegible] ut ibi Alcia[to] Annotatum [illegible] significa[t] [illegible] [illegible] pedem [illegible] constituit [illegible] tantu[m] [illegible] est populi a[illegible] aduenas [illegible]. Tradit Fel[inus] in c[illegible]

tum.

Relictu ad pias cas qn nō valet

Relictū ad [illegible] constitu[illegible] [illegible]
[illegible] habeat col. 54. C. et sic. [illegible]

Relictu ad [illegible]

[illegible] in secularis personis aliene valet et secundum [illegible]
[illegible] habeat col. 64. C. d. sic. [illegible]

Relictū factū ad pias cās qn valeat si in testo no sit
institutus hres vel adita [illegible]

Voluntas facta [illegible] valeat [illegible]
[illegible]
[illegible] qui [illegible]
[illegible]
[illegible] valet et ille executor est [illegible]
[illegible]
pias causas [illegible]
[illegible] habeat col. 65 66. C. d. sic. [illegible]

Relictu ad pias cās [illegible]

Relictu ad [illegible] di[illegible]
[illegible] ut in [illegible] habeat col[illegible]
[illegible] et [illegible]
[illegible]

Urbs.

urbs q[uo]d significat.

1 Urbs [illegible] ... ata populi R[omani] civitas significatur [illegible] [illegible] ... [illegible] sz q[ua]res.

urbis appellatio q[ua]re

urbs [illegible] muris aut [illegible] ... oribus q[ui] ... [illegible] finitur [illegible] ... [illegible]
2 [illegible]

urbs a q[u]o est appellata.

Urbs ab urbo appellata est [illegible] ... [illegible]
3 trium [illegible] ... [illegible] urbs significat.
[illegible]

[illegible] in eccl. [illegible]

1 [illegible] eccle.
lib. [illegible]

[illegible]

2 [illegible] secularia [illegible]

[illegible]

3 [illegible]

4 [illegible]

5 [illegible]

6 [illegible]

judicium corrigitur si damnum contingat ... judicio ...
... cassel ...

judicium ex quot personis constat

judicium constat ex tribus personis, s. judicis, actoris et Rei. ut ex
... ubi ipso ... sequitur ... ... cornelio de falsis ... Maria ...
nam ... in ... inter ... ... virginis ...

[illegible]

[illegible]

[illegible]

11 [illegible] [illegible]

12 [illegible]

13 [illegible]

14 [illegible] with remain [illegible]

15 [illegible] [illegible] de Gar ?

16 [illegible]

[illegible] xix

1 Munera [illegible] et [illegible]
tum ut [illegible] munera [illegible]
[illegible] memoria [illegible] dicatur

2 Munus [illegible] immediate [illegible]
[illegible] a Papa
[illegible]
[illegible]

[illegible]

Munera [illegible]
3 tor.

[illegible] q [illegible]

4 [illegible] imposita [illegible]
[illegible] in communi [illegible]
dico [illegible]
[illegible] vertat [illegible] onus [illegible]
est onus [illegible]
dinarium [illegible]
ad [illegible]

Munus personale quod dicatur.

5 Munus personale est quod persona immediatam est cum [illegible]
[illegible] ut decimendarum [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible] aliquot domo [illegible]
est enim personale [illegible] hoc [illegible]
cum [illegible] a persona venit [illegible]
mi non valet [illegible]

[illegible]

munus a quo differt
differt a dono l.

munus publicum quod dicatur:

Munus publicum est officium privati hominis. ex quo commo[illegible]
ad singulos universosque cives remque eorum [illegible]
et ordinatio [illegible] perveniat [illegible] o munus publicum
[illegible] et [illegible] significa.

oppidum.

oppidū a q̄ dicat

Oppidū ab ope dicitur [illegible]
l. pupillus § oppidū ff. [illegible]

Ecclesia et Pauperes an teneant ultra vires hereditarias

1 Ecclesia et pauperes non tenentur ultra vires hereditarias [illegible] Bar. in Rub. [illegible] habeat col. 46. C. de sac. san. Eccl.

Ecclesia an debeat soluere canonem ordinarium

2 Ecclesia debet soluere canonem ordinarium et [illegible] in prin. C. de sac. san. Eccle.

Ecclesia an teneatur ad onera realia et ad Tributum

3 Ecclesia [illegible] tenetur ad Tributum et ad onera realia [illegible] Bar. in l. non placet C. de sac. san. eccle.

Ecclesia non tenetur ad [illegible] Tributa nec [illegible] soluunt Tributum [illegible]

4 Ecclesia non tenetur ad extraordinaria Tributa et [illegible] Bar. non [illegible] in repe. l. placet col. 7. C. de sac. san. eccle.

Ecclesia an teneatur ad refectionem viarum publicarum

5 Quilibet [illegible] debet reficere [illegible] et [illegible] ut [illegible] contributiones [illegible] sac. san. Ecclesie [illegible] Ecclesia [illegible] debet soluere [illegible] l. ult. [illegible] Bar. C. de sac. san. eccle. [illegible] Ecclesia tenetur conferre et contribuere [illegible] contributiones [illegible]

Ecclesia an [illegible]

6 Ecclesia non tenetur [illegible] sed eatenus quatenus ad eam [illegible] Mulier col. 17. C. de sac. san. Eccle. [illegible]

Ecclesia an [illegible] ut possideat Bona ingressi

7 [illegible] ut possideat bona ingressi [illegible] Bar. in [illegible] Mulier col. 18 C. de sac. [illegible]

Ecclesia quid est

8 Ecclesia est mater [illegible] Bar. [illegible] C. de summa Tri. vel de sac. san. E[illegible] Ecclesia [illegible] summa [illegible]

[illegible] casibus nullo modo

9 Ecclesia in sex casibus nullo modo alienare potest [illegible] C. de sac. san. eccle. scilicet [illegible] Princip. [illegible] quintus est [illegible] alienat ut infeud. [illegible]

Ecclesia inqu° [illegible] hz utilē rei vendicationē sine [illegible]

[illegible] donatis habet utilē rei [illegible]

16 Ecclesia q. munera subeat et q. nō viue, Azo in summa C. de sac. sanctis [illegible]

Ecclesiae res quales vendi debent et qb. casibus vide Azo in summa [illegible] san. [illegible]

[illegible] Ecclesiam [illegible] alienatarum reuocationes [illegible] qūl fiat vide Azo in summa nº 14 C. de sac. sanctis ecclesiis

[illegible] bona [illegible] pauperū [illegible] C. de sac. eccl. et xxiij q. vij c. quod autem [illegible] viuenda xlviij distinc. C. sicut [illegible]

Ecclesiae [illegible] currit praescriptio [illegible]

[illegible] de [illegible] in [illegible] praescriptio [illegible]

20 [illegible] in [illegible]

[illegible]

[illegible] minorū, et circa [illegible] acqui[illegible] apothecariam et [illegible] idest a [illegible] ecclesia vel a ciuitate, nisi certū [illegible] diuinū [illegible] errorū [illegible] [illegible] quasi actiones C. de sac. san. [illegible] C. xl an[illegible] no. 4 [illegible] sublato [illegible] [illegible] romane [illegible]

22

Ane quis actiones / C. et sac. sanc. ec. / ecclesia Romana hz privilegium / centum an. c. / Cons actiones.

[illegible] anni. pre. una ecclesia in parochia alterius [illegible] praescribit. C. ad aures nostras de [illegible]

Ecclesia sive res ecclesie qui non excusat ab angariis et alijs oneribus.

A [illegible] principijs adventu [illegible] ecclesie [illegible] sunt [illegible] l. [illegible] C. de sac. [illegible] ite [illegible] ecclesie [illegible] [illegible] personarum [illegible] et illa q. [illegible] publicatur l. jubemus C. de sac. san. eccle. ite ecclesia [illegible] ab onere ordinario neque subito adventu principis [illegible] C. de sac. san. eccle. item ecclesia tenetur [illegible] conferre ad refectionem [illegible] et [illegible] l. ad instructiones C. de sac. san. eccle.

vide fol. 59

Territoriũ qđ est. et a q̃ dr̃.

Territoriũ est [illegible] agrorũ intra fines [illegible]
tis. [illegible] ab .10 [illegible] q̄d [illegible] q magistratus eius loci [illegible]
[illegible] di [illegible] summoñdi ius habet [illegible]
pi [illegible] in [illegible] [illegible] et [illegible]

Usufructus

por ... quodo

Usufructus Re... vel adulta recipiens ... hoc pacto ... res alias ... Re...
in l. iubemus ... sanctimus ... Eccl.

Usufructus qui

...

...

Usufructus ...

Recte autem ... et ... in ...
... in L. 4 ...

... repor

... Usucapio

... ferro § 4

Usufruc ...

... quit ... in multis ca[illegible] habet ...
6 ... usufructu ... et in ... in usufruc ...
... in tribus casibus ... in usufruc ... idem est ... aliqua in ...
... bon lib ... qu ... al qua in ...
... legat seruus ... manumittat ut ...
6 ... bon al ... habeat ...
... multa ...
... commoditate
... casus enumerat ... usufruc ... idem est
... bon q liber.

... seruii ... usufruc ...
... bon q libe.

... in multis casibus patri non quesit
6 vide Gl. in usufruc ...

... non durat ...
... prima serui ... incip ...

... et postea iten
... vide ...
... prima serui ... incip ...

[illegible] ([illegible] an intelligat) legam ultima [illegible]
[illegible] Rot. [illegible]
qui alleg. rex. not. in [illegible]

[illegible] vel piani [illegible] vero [illegible]

Vedi [illegible] de [illegible] magni [illegible] medico debito [illegible] pote[illegible] [illegible] fac [illegible] Excle.

[illegible]

3 [illegible]

[illegible] mac [illegible]

[illegible] a v [illegible] stio sine [illegible]

[illegible]

[illegible] an inspiciat

[illegible] cognoscat an sit [illegible]

[illegible] et spasimos [illegible]

5 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Venditio ad hoc ut reuocet[ur] q[uia] re[s]rac[ta]

[illegible] ad Reuocandam venditione req[ui]rit[ur] q[uod] emptor sit particeps fraudis,
9 l[ex] ait p[rae]tor §. si ff. quae in fraud[em] cred[itorum] [illegible] ff. de conductione
personarum [illegible] contra emptore[m] q[uod] de lite aug[enda] [illegible] octaui ff. unde
cog. et l. a Tutela [illegible] infer. resti.

Venditio [illegible] [illegible] [illegible]

[illegible] [illegible] conditionali [illegible] [illegible] [illegible] p[ar]te [illegible] commi[ssoria] [illegible]
sub co[nditi]o[n]e resolui, ideo interim po[ssidetur] [illegible] [illegible] [illegible] [illegible]
10 dictionis in diem [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] nus
res usucapi Titulo p[ro] [illegible] [illegible] [illegible]
ff. p[ro] emptore.

[illegible] ... [illegible]

[illegible] [illegible] ... [illegible] se reddere quantum [illegible] ... [illegible] indifferenti[illegible] [illegible] ... [illegible]

[illegible] 479

Emphyteuta an [illegible] [illegible] dominum directum.

[illegible] eum qui [illegible]

[illegible] canonis biennio [illegible]

Emphyteusis est ecclesie et [illegible] biennio [illegible] [illegible] ecclesie [illegible] est [illegible] et [illegible] et habet [illegible] et tamen [illegible] pensione cadit a iure suo [illegible] [illegible] emphyteota [illegible] ecclesie.

[illegible] Dona. [illegible] quatuor [illegible] in d. [illegible]

[illegible] Emphyteuta an possit [illegible] Domino [illegible]

[illegible]

Emphyteuta [illegible] a casu fortuito [illegible]

[illegible] casu fortuito [illegible] emphyteota [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Emphyteuta et feudatarius [illegible] vincare [illegible]
[illegible]

[illegible] solum [illegible]
[illegible] ad [illegible] pervenit [illegible]
[illegible] effectum.

[illegible] privare [illegible] at [illegible]
Emphyteuta [illegible] tempus [illegible]
[illegible] et [illegible]
reducere [illegible] in [illegible]
in cap. 2 de [illegible]

Emphyteuta quae cadit a iure suo [illegible] qui facit

[illegible]

[illegible]

Emphyteuta [illegible] [illegible] [illegible] [illegible] 200

Emphyteuta [illegible] sit [illegible] [illegible], immo cessauit [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

ta an possit dominum compellere accipere solutionem [illegible] annis

Emphyteota [illegible] [illegible] compellere accipere solutionem [illegible] annis [illegible] [illegible] [illegible] [illegible]

Emphyteuta [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

emphyteuta deteriorans vel non [illegible] [illegible] quis puniatur

8 Emphyteuta deteriorans vel non [illegible] [illegible] triennium quatenus [illegible] [illegible] puniatur [illegible] [illegible] expelli et sic [illegible] [illegible] dominium [illegible] [illegible] soluere, quod soluere debebat [illegible] [illegible] interesse [illegible] [illegible] meliorament[a] non [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

Dominium ... traditione transit ... [illegible]

[illegible]

Dominium [illegible]
... facti ...

[illegible] ... transferet ... [illegible]

[illegible] ... vel donationis ... traditione ... [illegible]

[illegible]

[illegible]

[illegible]

por [illegible] ato io [illegible] [illegible]

[illegible]

[illegible]

[illegible] e [illegible] [illegible]

[illegible] [illegible] gda cuiratu [illegible]

[illegible] [illegible] 10.

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] q'l parecido [illegible]

[illegible] a d[illegible] a nor [illegible]

[illegible] traditione [illegible] de bon Mat. et [illegible]

[illegible] quit [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] otrario [illegible]

[illegible]

[illegible]egitima filiorum quando non minuatur.

[illegible] fi[illegible] relicta [illegible] [illegible] episcop. et cler. [illegible] [illegible] q. re.
[illegible] [illegible] [illegible] Bar.
in d. co. si. 34 incip. [illegible] in j volum. [illegible]

[illegible] [illegible] q. [illegible].

legitima [illegible] ~~[illegible]itima~~ [illegible] [illegible] 30
[illegible] sub [illegible] quaqua [illegible]
[illegible]misisse . ff. de inofficio. testamento. [illegible]
tamento. in j volum.

[illegible]

[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] in j volum.

[illegible]
filii [illegible]

[illegible] filii detrahi [illegible]

[illegible] legitimam. Bar.
[illegible] de [illegible] in j volum.
[illegible]
in d. co. si. 44 incip.

[illegible] ex quo detrahi [illegible].

[illegible] [illegible]
legitima [illegible] complementi [illegible] tam [illegible]
[illegible] relicto ad pia [illegible]
[illegible] Bar. in d. [illegible] 34 [illegible]
[illegible]
[illegible]

[illegible] ... vincere pre ... [illegible]

... vide Degius ... [illegible]

... summa ... nõ

[illegible]

[illegible] ire in vigirima aco [illegible] on [illegible]

Dos [illegible] 3 [illegible]

io [illegible]

[illegible]

legitima per statutū an possit tolli

Fallit et no. [illegible] contraria opi. [illegible]

[illegible] impone [illegible]

[illegible] quatuor [illegible]
si sint ultes quam quatuor legitima est dimidia [illegible]
[illegible] dimidiā. Auc. Novissima C. de [illegible] Testam [illegible]
sufficit q quo relicti titulo vel etiam usufructu liberi [illegible]
[illegible] privari [illegible] possunt a Auc. Novissima. itē legitima [illegible]
[illegible] eius qd habitura erat a [illegible] esse [illegible] incosti [illegible]
in [illegible] legitima [illegible]
legitima ascendentiu est a [illegible] in trientem et semis [illegible]
[illegible] Novissima C. de inoffi [illegible]

[illegible] imputanda [illegible]

Excommunicatus [illegible]
et [illegible] infra [illegible]

[illegible]
et [illegible] [illegible]
[illegible] excommuni[illegible]
[illegible]
[illegible]
[illegible]

2 [illegible]

3 [illegible]
et [illegible]

4 Excommunicatus [illegible] iterum excommunicatus [illegible] excommunicatus
[illegible] loci.

Excommunicatus per [illegible] recuperat bona amissa [illegible]

[illegible] excommunicatus per absolutionem recuperat omnia jura [illegible]
ff excommunicatione fallit ut [illegible] reg. jo.

Excommunicatus.

Ab excommunicatione lata ab homine alius homo non absolvit c. [illegible] offo cordi. Fallit in casibus q. not. Felij in c. [illegible]

Excommunicatus [illegible] quacumque eum repellit [illegible] c. conspiratores 3 q 4 c. veniens [illegible] Fallit [illegible] ut q. laicus in tanto et testimonio [illegible] cuiusque. Laicus [illegible] [illegible] ind. c. veniens [illegible] [illegible] et testibus. Fallit in 4 casibus ut q. [illegible] allegat in c. 27 ffo [illegible] in tit. de testibus in c. [illegible]

Iudeus an possit ...

Iudei studentes an ...
1 Bar. ...

... non ... servus inter iudeos
2 ... inter christianos ... tale ... scilicet ...
... dist.

... iudei ... iudei ...

4

... vide ...

Iudei habitatores paratij an ... immunitate ecclesie ... sive
5 ... hominibus paratij ... alia vide circa
hoc ... Hodie fui interrogatus
a quodam iudeo

6 ... christiano ... iudeo ...

... an est meretrix aliquid recipiendo ...
an ... dubiu col. xi ... leg. ... costi ...

meretrix q. ...

Meretrix ... ...

... meretrix an sit infamis

... ...
infamia ... ut ibi nota.

Meretrix an testis esse possit.

Meretrix ... testis esse non possit ... athletas ...
...
populo ...
... in adulterio ...
...
... testes ...
...
...
...

confessio facta extraiudicialiter in praesentia
[illegible] partis et quando faciat.

Confessio facta [illegible] ut refert [illegible] at [illegible]
[illegible] ab [illegible] [illegible] [illegible] [illegible] [illegible] tradunt
per [illegible] [illegible] [illegible] [illegible] faciat [illegible] et [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]
et facti [illegible].

falsa confessio facta in iudicio quando praeiudicet.

[illegible]
diceret [illegible] [illegible] [illegible] [illegible] [illegible] confessio [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
dicto [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible]
iur. et facti [illegible] [illegible] confessio [illegible] [illegible] praeiudicat [illegible]

confessio facta erronea an [illegible] ut [illegible]
[illegible] [illegible] [illegible]

facta in iudicio [illegible] [illegible] [illegible] [illegible] [illegible]
confessio [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] in libello [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] confessio [illegible]
[illegible] [illegible] confiteatur [illegible] esse [illegible] [illegible] et
[illegible] [illegible] exceptioni [illegible] [illegible] [illegible] [illegible]
[illegible] iur. et facti [illegible].

[illegible] [illegible] [illegible] [illegible]

confessio [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

4 confessio creditoris quando [illegible] [illegible]

[illegible] disponit circa [illegible] [illegible] probat

confessio quando [illegible] nihil disponit circa [illegible] [illegible]

confessio enarrativa [illegible]
[illegible] in [illegible] [illegible] dispo.

[illegible]

[illegible] fratre [illegible]

vallis in dote [illegible] in qua est [illegible] tempus ad [illegible]

[illegible]

dictum [illegible]

[illegible]

onfessio adversarii [illegible] tibi [illegible]

[illegible] in cautela [illegible]

[illegible]

[illegible] quo [illegible]

[illegible] alicui [illegible] ad [illegible]
Confessio [illegible] quis predicet [illegible]
10 confessio [illegible] sit et [illegible] ratum [illegible] in [illegible]
[illegible] sit [illegible] fronti [illegible] iudicium in [illegible]
iustitie [illegible] confessum est [illegible] confessione: et
[illegible] certa [illegible] confessio [illegible]
confessio [illegible] iudic [illegible] sacra [illegible]
[illegible] sacramentum [illegible]
iudicet [illegible]
[illegible] non sit [illegible]
[illegible] nec [illegible]
[illegible]
[illegible] occidisti [illegible]
[illegible]

11 Confessio sacra [illegible] sacerdoti non facit fidem [illegible] et [illegible]
iudicem [illegible] c. de [illegible] audiens [illegible]
[illegible]

[illegible] sacra non [illegible] nisi adiiciat causam, ut [illegible]
12 [illegible] ipsi debere [illegible] ex causa [illegible] c. de non num. [illegible]
[illegible]

[illegible] hoc dicit [illegible]
13 Confessio alicuius [illegible] potest [illegible]
[illegible] c. de confessis

Confess

Confessio in pr[...]

Confessio incerta nihil [...]bat, not. Bar. in [...] admonendi col. 6 [...] dare iur. et est conf. [...] in l. certi ff. de confess. [...] confes sio facta parte absente nō probat [...] interrog. actio

Confessio [...] in iudicio [...] facta [...] et nō p[er] vim [...]

Confes. [...] tantū [...] confes[...] [...] possquam [...] in sua [...] crimina.

Confessio [...] in uno iudicio facit fidē in alio, si tamē confes sio [...] aut [...] in [...] iudicio ut not. [...] in l. [...] col. [...] C. de edendo

... ... ,oli ... inqlivet

Manumissio in qlivet loco per ... C. d. lun. lib. vel ...
... testam. col. 6 C. d. ... ... facti ...

sumitur ppalo rem aliter se habere ... [illegible]

[illegible]

Error facti quomodo probat.

[illegible]

error ... [illegible]

... facti implicatu ... [illegible]

E... [illegible]

... [illegible] ... in pcato ... [illegible] ... causali ... errore causam ... [illegible] ... in capiente bona fide ... in vaacte ... [illegible] ... [illegible] ... sct. in 6 ... int. et ... [illegible]

... [illegible]

Error in ... persone ... ad actu ... [illegible] ... error in ... [illegible] ... error in ... [illegible] ... error ... [illegible] ... si ... ff ... cor. pot.

Error qui no viciat

Error nominis ... [illegible] ... legatu ... [illegible] ... [illegible] ... et corpore ... [illegible] ... inst. et lega...

Error qui impedit

Error [illegible] impedit translationem [illegible] l. [illegible] § [illegible] [illegible]
[illegible] ob [illegible] error in causa an impetrans [illegible]
[illegible] interveniente [illegible] error est [illegible] [illegible] impe
de [illegible] qua [illegible] esse [illegible]
[illegible] impedit [illegible]
[illegible] [illegible] et [illegible]
nacem [illegible] [illegible]

Error qui excusat

[illegible] error [illegible] [illegible] error [illegible] [illegible] [illegible]
[illegible] fures [illegible] et [illegible] [illegible] excusatur [illegible] subtilis [illegible] [illegible] et [illegible]
error iuris [illegible] sit excusatur [illegible] non [illegible]
[illegible] significat [illegible] [illegible]
[illegible] [illegible]
[illegible]

Error [illegible] parte [illegible] esset [illegible]
[illegible] auctus [illegible] putaui me omisse [illegible] error iuris [illegible]
[illegible] et ide [illegible] in errore iuris [illegible]
[illegible] est iniustus [illegible] aduer
[illegible] suo facto [illegible]
[illegible]
[illegible]
[illegible]
[illegible] facto alieno [illegible] dicat se
[illegible] et mihi tradidit [illegible]
[illegible] erat [illegible]
[illegible] a pupillo [illegible]
[illegible]
[illegible]
aliqs in Rub ff si cer. pet.

Error qui facti [illegible] et qui non [illegible]

Error communis [illegible] restitui [illegible] sic distingue
[illegible] aut
est aut error est [illegible]
[illegible] si [illegible] errore [illegible]
error est [illegible] et [illegible] aut [illegible] restitui
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

[illegible]

[illegible] quod [illegible] eadem [illegible]

[illegible]

Princeps [illegible]

Princeps et iudices possunt [illegible] per consuetudinem [illegible] praescriptione [illegible] pacti.

Princeps dicitur [illegible] iurisdictione.

[illegible] nu [illegible] in hoc casu [illegible] col. 2 [illegible]

Princeps [illegible] rei [illegible]

[illegible] possit [illegible] ius [illegible] et [illegible]

[illegible]

Princeps qui possit [illegible]

[illegible] Princeps [illegible]

[illegible]

[illegible] pacti.

9.

principes ... res privari

7 Princeps ... privari ... propter publicam utilitatem ut ... ut iusta ca... esse publica utilitas ... ff. de rei vindi... et ... item ... ff. ... vel ... ab ... Bal. et ... possit ... publica ... auferre ... iure ... et vide Bal. ... omnium.

8 Princeps an sit ... vide Bal. in ... in ... omne ...

9 Princeps an possit rem ... alteri dare vide Bar. in ...

10 Princeps habet ... ut in ... visconti ...

Princeps ... de ...

11 Princeps ... auctoritas ...

vidua q̄ dicatur

vidua est nō solū illa q̄ [illegible] esse nupta ut in c. vidua 54 dis. [illegible] et [illegible] illa q̄ nūq̄ fuit nupta vel q̄ nō [illegible] [illegible] § vidua ff [illegible] verbo. et rer. significa. [illegible]
vidua dr̄ q̄ maritū [illegible] [illegible] cerres gl. solemn [illegible] fin. in [illegible] ordinarī [illegible] Falcid. ire Pon. [illegible] [illegible] illud [illegible] de trunda [illegible] ecclesia dr̄ esse viduata sponso q̄ [illegible] [illegible] secūda nuptiae [illegible] [illegible] nec nomē [illegible] 33 q. [illegible]

vidua [illegible]

2 vidua dicta est [illegible] qui sine [illegible] [illegible] [illegible] § [illegible] vidua effect: sibi viduā esse dicta [illegible] significa.
ff de verbo et rer. significa.

[illegible] in val[illegible]

Re[illegible] [illegible] publica[illegible] [illegible] rescripto [illegible] quod dicatur datur vel remouetur [illegible] c. d. petit. [illegible] offer. [illegible] Rescripta q[ue] nomine [illegible] [illegible] applicatio[n]e [illegible] valet [illegible] [illegible] rescripta c. d. petit. impe. offer. [illegible] [illegible] [illegible] [illegible]

[illegible] qu[illegible] [illegible]

Rescriptum [illegible] [illegible] [illegible] quod errore [illegible] vel remouet [illegible] q[uia] offert nimis [illegible] a vene. l. 2 c. d. petit. [illegible] juri contraria non valet ~~[illegible]~~ [illegible] c. d. petit. im[illegible] Fallit si Tale rescripta nomine [illegible] et [illegible] [illegible] q[uia] val[illegible] d. [illegible] c. d. petit. [illegible] offer. [illegible] Rescriptum vel priuilegium [illegible] vel causa fraudulento mendacio impetratu[m] et nullu[m] et [illegible] [illegible] l. et si legit[ur] c. si contra jus vel vtilita[te] pub[lica] [illegible] Rescriptu[m] contra jus constitutio[n]e vel contra publica[m] vtilitate[m] non valet [illegible] [illegible] [illegible] Rescripta principis non valet nisi [illegible] clausula, si preces veritate nitatur l. vniuersa c. d. [illegible] [illegible]

Rescripta Principis [illegible] [illegible] habentur et ad q[ui]d [illegible]

3 Tempora [illegible] Rescriptu[m] [illegible] non solu[m] habetur [illegible] libell[illegible] [illegible] [illegible] [illegible] Transit ad [illegible] c. qu[illegible] libellus [illegible] et [illegible] hoc verum est nisi jam [illegible] [illegible] nisi q[uia] ibi rescriptum non [illegible] no ita [illegible] in actionis [illegible] [illegible] not. scrib. in d. l. 2 [illegible] [illegible] [illegible] [illegible] [illegible]

qd no vitiat Rescriptu

Omiss. re... etiam rescriptum in eo qd ... fuisset ... fuisset tamen cu concessu (l) c. ... contra ius vel utilit. publi. ... utriusq. aliquid taceet. qd ... constare et in effectu no obstat no ... atur rescriptu d. (l) c. si contra ius vel utili. publi.

Rescriptu qn est falsu sup q probatio est recipienda.

... Rescriptu ... falsu recipienda est probatio sup obiectis ... ...

Rescriptu an sit perpetuu

Rescripta ... perpetua ... falsio ... pueris res...

Vide Fol 788

Ædiũ diffinitio · Ædes q̃ dicãt.

Ædes s̃m Accursium dicũt̃ edificia urbana [illegible] Rusticana
[illegible] significari aliqn̄ accipiunt
omniũ ed. [illegible] l. [illegible] Accurdo & clau [illegible]
[illegible] ius ex Tabulis facta quæ auferre tollant [illegible]
[illegible] ædes dicit̃ [illegible] pervenit [illegible] sunt
ad re [illegible] intrarim tollerentur [illegible]
[illegible] significa. [illegible]
bus inveni [illegible] solet [illegible] fines [illegible]
[illegible] significa.

Aurum [illegible] clau [illegible]

Ædes q̃ n̄ē

Aurum affixũ [illegible] aut Tabulæ religata [illegible] coherent [illegible]
[illegible] aut [illegible] [illegible] ornamẽ edium [illegible]
2 [illegible] fuit ædium [illegible] ff de [illegible] uer signif.
q̃ [illegible] pertinent [illegible]
[illegible]

[illegible] lex lite pen. [illegible] esse absens

pars est [illegible] et linquit [illegible] ad respondendum copiam [illegible] termin[illegible] [illegible] facta [illegible] [illegible] [illegible] cogitur [illegible] et lite pend[illegible] Bar. in [illegible] col. [illegible] c. [illegible]

Terminus [illegible] prorogari

[illegible] [illegible] [illegible] [illegible] et [illegible] [illegible] [illegible]

Terminus peremptorius [illegible] intelligatur [illegible] a judicij. intelligitur [illegible]

Terminus [illegible] [illegible] non exprimatur fuit [illegible] [illegible]
Bar. in [illegible] [illegible]

Terminus in citatione [illegible] edicto de poni [illegible] [illegible] citati [illegible]

Termini dies [illegible] [illegible]

Sanctionis diffo.

1 Sanctio di[citur] propri[e] illa co[n]stitutio vel lex contra quam si factum fuerit pena imponitur et imperitur [illegible]

2 Sanctio pluribus modis accipitur vide Bar[tolus] in proemio ff. vete[ris] in v[erbo] sic [illegible] et Jo. and. in [illegible] [illegible] sanctio [illegible]

1 [illegible] alicui [illegible] instrumento [illegible]
[illegible] iudic[illegible] A d. [illegible]
[illegible] et [illegible] et [illegible] ingi
ira [illegible] [illegible] C. d. [illegible]

2. [illegible] iudici [illegible] n.º 2 et n.º 34 C. d. [illegible]
[illegible] actori ad [illegible]

Iudex ex causa [illegible]
3 editur n.º [illegible] C. d. [illegible] instantia iudicii [illegible] facit [illegible]
[illegible] n.º 58 et 22 [illegible]
4 [illegible] n.º [illegible] C. d. [illegible]
[illegible] n.º 8 C. d. [illegible]

5 [illegible] A [illegible]
[illegible] in eo casib. [illegible]
[illegible]
ite iudex [illegible]
[illegible]

[illegible] suppleri [illegible]

[illegible]

6 [illegible] iudex [illegible]

[illegible] iudex [illegible] in ea [illegible]

[illegible]

[illegible]

[illegible] ff d' dam · infer · [illegible]
[illegible] & [illegible]

[illegible]

[illegible] freme [illegible] & hic aured[illegible]
[illegible] opus [illegible] ff d oper · [illegible]
[illegible] in facto [illegible] c · ut q desit [illegible]

7 [illegible] qui [illegible]

[illegible]

[illegible]

[illegible]

iudex si moriat[ur] infra annu[m] an debeat habere integru[m] salariu[m]

11 iudex [illegible] anni [illegible] certo salario [illegible] integru[m] [illegible] salariu[m] [illegible] teste [illegible]

iudex qui male iudicat incurrat [illegible]

12 [illegible] in [illegible] teste

iudex [illegible]

13 [illegible] non pot[est] esse iudex [illegible] potest [illegible] iudice [illegible] in fin[e] [illegible] et [illegible]

iudex an rex vel assessor testes an esse possint

4 iudex [illegible] iudicium [illegible] in multis [illegible] significare [illegible] rex [illegible] ampliat [illegible] testes [illegible]

[illegible]

[illegible]

[illegible]
[illegible]
[illegible]

[illegible] atū q̄d est.

[illegible] Contra [illegible]
1 [illegible] [illegible] ait. peccatū
[illegible]
est, [illegible] sit [illegible] [illegible] [illegible] [illegible]
[illegible] est peccatum est [illegible] [illegible] [illegible] d. tornea[m]ētis. in ulti. Tornea[m]enta.
[illegible]

Peccatū q̄n nō remittit.

2 Peccatū nō dimmittitur nisi restituat. ablatū. c. peccatum d. reg. iur. in 6.

3 Peccati ven[illegible] nō [illegible] nisi [illegible] c. peccati d. reg. iur. in 6.

4 Que peccata [illegible] [illegible] mec[illegible] d. cōsecra. distinc. 4. c. regenerante.

Copia testium examinatorum in secreto est danda [illegible]

Copia testium [illegible] in secreto [illegible] parti [illegible]
quia in criminali a publicatione testium [illegible]
[illegible] C. de edendo

[illegible] instruct [illegible]

[illegible]

[illegible]

[illegible]

4 Copia [illegible] est danda parti [illegible] lite pendente [illegible]
parti est danda [illegible] ut lite [illegible] ut no. in d. l. [illegible]
[illegible] precedit [illegible]

Moneta Falsa q̊t modis dicatur.

[illegible] falsa [illegible] ad l. cor. de falsi[illegible]

moneta [illegible] [illegible]

l. si falsi monetarii, [illegible] nummos [illegible]

vel permistionem falsæ materie [illegible] monetæ falsa [illegible] de crimine falsi

nelia. et gl. in c. 1 in verbo moneta falsa

1 ... debet iurare de veritate dicenda ...

2. Minor XXV ann. qn. pot. ...

3 ...

4 ...

5 ...
Cotta.

6. Minor in his casibus inqui pot. esse in iudicio sine ... Rom. ... curatoris in eisdem ... ff ... famil. ... C. q. admitti ... suo ... Dec. in l. 1 nº 20 ...

Minor 20 annis an Testis esse possit.

7. Minor ... pot. ... Fulv. ... ff. Sic. ... 101

[illegible] ad [illegible]

[illegible] ora facit [illegible] obs[illegible]
[illegible] acumen et lumen [illegible] et [illegible]dine fugat
[illegible] ob[illegible] morbu[m] facit, molest[illegible]
[illegible], [illegible]urit, et comp[illegible]scere facit corpus
[illegible] diuturna et sic tandem
[illegible] a [illegible]
morte [illegible] moderamina ex [illegible]
[illegible]

[illegible] qu facit[ur] fide[m]

Acta publica facium[t] fidem cum [illegible] iudice. Bar. [illegible]
[illegible]
[illegible]
[illegible] et [illegible] d[icitu]r servetur consuetudo et not. [illegible]
[illegible] c. a re iudi. ybi acta scripta a notario cora[m] iudice licet no[n]
sint publicata [illegible] fide[m] cora[m] o[mn]i [illegible]
[illegible] co[m]p[ro]m[iss]o [illegible] officio [illegible]
[illegible] acta publica fa-
ciu[n]t fide[m] in eode[m] i[n]sta[n]tia [illegible] acta facta in uno
iudicio [illegible] in alio [illegible] que[m] e[st] a [illegible] acta facta
in uno iudicio cum inter easde[m] p[er]sonas [illegible] cum cora[m] eode[m] iudice [illegible] no[n] faci-
unt fide[m] in alio iudicio cum in ea [illegible] nisi partes [illegible] illa
acta [illegible] iudicio [illegible] acris nisi q[uo]d
ad ill[u]d [illegible] in quo sint facta. Bar. in [illegible] col. [illegible]
[illegible] indebiti.

[illegible] no[n] faciu[n]t fide[m].

Acta q[ue] [illegible]
[illegible]
in c. [illegible]
[illegible] col. 3 c. a re iudi.

[illegible]
[illegible]

Fera

Fera [illegible]

[illegible] lia quã criminalia [illegible] [illegible]
perẽti [illegible] necesse sit nec oẽs per in [illegible] quæ [illegible]
ex[illegible].

[illegible] pend[illegible] [illegible]
[illegible] [illegible] [illegible] et nõ [illegible]

[illegible] nabilis

Miserabiles q[ui] dic[untur].

Miserabiles dicuntur o[mn]es in [illegible] ratione [illegible] persone [illegible] [illegible] omni [illegible] in se sic [illegible] viduas [illegible] miserabiles [illegible] nos [illegible] religio[...] [illegible] pupillos [illegible] in [illegible] miserabiles persone

Miserabilis dupliciter sumitur

[illegible] ad miseriam hominem [illegible] miser[...] [illegible] non [illegible] 2 [illegible] pauper [illegible] [illegible] [illegible] [illegible]

licentia actorum audiat fieri
patre ynte

[illegible] vel legitima etat [illegible]
[illegible]

Elemosyna non est de alieno facienda c. elemosyna xiiii q. v. [illegible] Aff[illegible] ex de [illegible]

[illegible]

Falcis.

Falcon [illegible] alimo [illegible] per [illegible] [illegible] [illegible] [illegible]
[illegible] a [illegible] Res [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

[illegible]

[illegible]

[illegible] no [illegible]

[illegible] qui non absoluit

2 Actore [illegible]
in actionibus et in lite jur. et [illegible] Cod. jur. jur.

Reus qui tenentur edere actori instra coram

3 Reus qui [illegible] et illa [illegible]
[illegible] emptoris [illegible]
[illegible] venditis et emptis [illegible]
[illegible]

[illegible]

4 [illegible]
[illegible] beneficio [illegible]
[illegible]

[illegible] promissa (convenit) prima actione ad quam [illegible]
[illegible] et [illegible]
[illegible]

Reo transigenti q[uo]d [illegible]

[illegible] transigere [illegible] puerii [illegible] impl[illegible]
[illegible]
[illegible] ut ex parte sua [illegible]

[illegible]

[illegible]

[illegible]
[illegible] patrem
[illegible]
[illegible]

[illegible] interpositu[m] primu[m] decretu[m] [illegible] possessionem
[illegible]
et [illegible] c. [illegible] 30 anno

[illegible] interpositu[m] primu[m] decretu[m] [illegible]
[illegible] opinio [illegible]

[illegible] favorabilior [illegible]
[illegible] c. [illegible] Fely. in c. cu[m] sunt
[illegible]

12 Reus non [illegible] dies fallit in 3
casu [illegible] in c. [illegible] et [illegible]

[illegible]

Reus qn̄ est fauendus et qn̄ non [illegible] quam actor

Reus [illegible] qui actori [illegible] testamentu [illegible]

[illegible] d. c. [illegible]

R[illegible] unire Fisco [illegible]

[illegible] pnas ff [illegible] ure Fisci [illegible] concedo
Ampliatur in 2 casib[us] et limitat[ur] a ias[on] nec equum [illegible] concedo tollit in
4 casib[us] [illegible] Bolog[nini] in l. fin. c. de edendo [illegible] criminalia no
[illegible] crimine [illegible]
per Dom[inum] Reg[ium] et vide cas[us] Baltrand[i] in prac[tica] crim[inali] [illegible]

Reus criminalis no[n] pot[est] renunciare defensionib[us] [illegible] singula[ri] in l.
pactu[m] inter heredem in §. [illegible] ff de pact[is] et Doct[ores] ias[on] in l.
[illegible] q[uod] no[n] possit [illegible] ratione
[illegible] Ratio q[ui]a homo [illegible] renunc[iare] [illegible]
[illegible] defensione [illegible]
[illegible] est [illegible]
[illegible] q[uod] no[n] possit committere [illegible] ad [illegible]
[illegible] supradicta[m] ratione[m]

offerri die feriato

[illegible] offerri [illegible] [illegible] not.
[illegible]
[illegible] et in ius
[illegible] libellus quomodo debet formari

[illegible] ciuilis [illegible]
citius ut [illegible] diuturna [illegible]
[illegible] non admonuisset [illegible]

In libello nomine actionis [illegible]
et [illegible] interd [illegible]
[illegible]
[illegible]
q[uod] nomine actionis exprimi [illegible]
[illegible] expresso nomine actionis et [illegible]
[illegible]
[illegible] et [illegible] perfecit [illegible]

[illegible]

[illegible]
[illegible] libelli oblat[illegible]
[illegible]

[illegible]
[illegible]
[illegible]

[illegible]

[illegible]
[illegible] sindicatus fer [illegible]
[illegible] nullo modo [illegible]
[illegible] petitum est remedium [illegible] q[uod] semel [illegible]
[illegible]

[illegible] ad [illegible] q[uod] dixit [illegible]
[illegible]
[illegible]
[illegible]

[illegible]

[illegible]

7 [illegible]

[illegible]

8 [illegible] conventionalis [illegible]
[illegible] supplicationis [illegible]

[illegible]

9 libellus qui dat principi in [illegible]
constitutione Bar. in l. [illegible]

[illegible]

10 [illegible] debet continere in criminali annum, mensem et locum [illegible] libellorum
[illegible] Bar. in l. [illegible] libellus in civili
[illegible]

[illegible]

11 [illegible]

13 [illegible]

[illegible]

(…) vo requir' in esso scrutin

[illegible] impulo

14 [illegible]

oper. [illegible]

[illegible]

15 in libello possa petere oc

[illegible] qual' (ocipiat) Bar. in [illegible]

16 (bellus) [illegible] non vincia

(…) [illegible] Bar. [illegible]

17 [illegible]

[illegible] libellus [illegible]

18 [illegible]

19 [illegible] interpretari [illegible]

20 Bar[illegible] tertius [illegible] aqua [illegible]

21 libellus conditionalis in quo casus [illegible] et usucap. [illegible] emptio in [illegible] venditioni [illegible]

22 [illegible] vide [illegible] usucap. [illegible] in [illegible] venditioni [illegible]

[illegible] et qu[illegible]

23 [illegible] generalis et incertus [illegible] [illegible]

[illegible]

[illegible]

[illegible]

Acceptio personarum.

acceptio personarum non est habenda

Acceptio personarum non est habenda in [illegible] [illegible] communibus [illegible] [illegible]

Ex identitate ronis et stricta signif[illegible] vocabuli ad casu fit extensio [illegible]
[illegible]
item extensio [illegible]
[illegible]
ratione [illegible]
et favore publico [illegible]
ronis [illegible]
[illegible]
[illegible] sit extensio [illegible]
item qn duo [illegible]
[illegible]

[illegible] vide ita in altera pagina

[illegible] an vo fit.

[illegible] mitre et causa [illegible]
[illegible]
[illegible]
[illegible] ronis [illegible]
[illegible]
[illegible]
ad pscita vo fit extensio [illegible] penult ff et instanti [illegible]
[illegible] in not. et capit [illegible]
natia cu ibi et cnsis. Alex in consil. x. incip. vo in zelum. Item in
[illegible] ad [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible] ciriq.

[illegible] sal. san. [illegible] qui sui corrige [illegible]
[illegible] ex identitate ronis expsse vo fit extensio [illegible]

Extensio quomodo fit.

Extensio fit [illegible] ad [illegible] volumen [illegible]
3 cum insuperne [illegible]
materia exorbitata [illegible]
[illegible] Cnatr [illegible]

[illegible] non fuerit [illegible]

Debitor generis casu [illegible] liberatur [illegible]
[illegible]
modo [illegible] ff. de leg. [illegible]
Debitor an [illegible]

Debitor videtur praestare cum periret creditor [illegible] iudicio l. fideiussor obligari [illegible] ff. de [illegible] in 2 [illegible]
[illegible]

Debitor speciei quando liberatur.

Debitor speciei peremptae speciei liberatur [illegible] l. si certum [illegible] ff. [illegible] et Bar. in [illegible] quod ff. si certum petatur.

[illegible]

[illegible] l. si [illegible] ff. de leg.

[illegible]

[illegible] l. creditor ff. de leg.
[illegible]

[illegible]
[illegible]

[illegible] vel [illegible]
[illegible]
[illegible]
[illegible] vel non

[illegible]
[illegible]

Debitor generis [illegible]
[illegible]

Debitor

Debitor ... si interveniat ex iudicio ... remissione. Bar in l. ... postulasse ff de ...

Debitor ... qui ...

Debitor ... ablata ...

Debitor ... et in executione ... an poterit ... liber et Afflictio n° 9

Debitor est ...

... alternativus ...

Debitor ...

Debitor ... et ... liberat' ...

car. 1130

Lis [illegible] datione libelli non dr̃ [illegible] aprire lis [illegible] c. de judi. et in l. j. c. de plus petitio. C. temis et [illegible] liri c. de pac.

Lis inter p̃rem et filium qn̄ ch̃ pollitur qn̄ [illegible]

Sa est q lis inter p̃rem et fi[illegible]
2 nib[illegible] Fallit in castrensi [illegible]
[illegible] et lis [illegible]
[illegible] pac [illegible]
[illegible]
in fina[illegible] [illegible] ratione [illegible] implorari [illegible]
[illegible] arer [illegible] pat [illegible]
judicii [illegible] et potest [illegible] lis finita qn̄ no pt [illegible]
[illegible] lis [illegible] per [illegible] per restitutionem [illegible]
[illegible] liri [illegible] c. de pac.

[illegible]

[illegible]

[illegible]

[illegible]

inimum

minimū in q° est sequēdu

1 in obscuris minimū est sequendū i. in obscuris est reg. iur. in 6.

minimis nō est curandū i. scio ff. de integ. restitu. procedit ... ista regula in iure proxio. secus in iure com. ... Aiplo hoc modo ff ...

3 ... utrimus vocamus si autem est ... minimum ... in ... semper ... in figuratione ... medium ...

De minimis quod nō curandu

4 De ... rub. ... complexa.

[illegible] ista nō est diffi[illegible] ex [illegible]
[illegible] male factum reformare et d[illegible]
[illegible] et Bar. hic in l. ultra [illegible]
[illegible] magis est [illegible]
[illegible]

utile

... non [illegible] ... c. utile de reg. iur. in 6. ...
... q. utile & inutile vitiat. in individuis secus in divi-
duis ... vitiat in dividuis not. ibi
in d. c. utile de reg. iur. in 6.

[illegible]

[illegible] ... ve fallit in alij
[illegible] ... in [illegible] ... et [illegible]
[illegible] not [illegible] ... unde et [illegible]
in [illegible] ... ad [illegible] intentione [illegible]
[illegible] Fallit [illegible] ... imiss noua est vta
reo ita notabi. not [illegible]

[illegible]

[illegible]

[illegible] ... et [illegible] ... ad [illegible] observantia

[illegible]

[illegible] Actor qui dicunt [illegible]

[illegible] ... alia, inclinavit
[illegible] in [illegible] ... et [illegible]
Exceptionib[illegible] ... una causa ... no 22 [illegible]
[illegible] Actor si dicunt [illegible]
ita notabi. not [illegible]
[illegible]

[illegible]

[illegible]

§: sed si [illegible] agat [illegible]

8 Fallit enim in c[asu] ubi [illegible] ex [illegible] [illegible]
[illegible] ampliat in 2 calit [illegible]
[illegible] Fallit [illegible] casib[us] [illegible] specialit[er] [illegible]
[illegible] Item fallit [illegible]
Actor [illegible] [illegible] [illegible] remotti [illegible]
[illegible] et [illegible] est [illegible] terminis [illegible]
[illegible] tempore [illegible] [illegible]

Actor qn excludat a processu cau[sae]

9 Actor in Reali vel personali iudicio renuncia[n]s excludit[ur] a processu causae l. postquam lite[m] C. a.

Actor quare debet esse instructus

10 Actor d[ebe]t esse instructus [illegible] [illegible] [illegible] dare possit [illegible] c[ontr]a dila[tiones] [illegible] Nimis graue C. d[e] [illegible] in [illegible] col. 2 in pr[incipio] [illegible] edendo.

Actor qn [illegible] cadit

11 Actor si amiserit [illegible] casu fortuito [illegible] [illegible] c[ontr]a [illegible] [illegible] in [illegible] causa [illegible] edendo [illegible]
[illegible] C. d[e] fide [illegible]

Actori incumbit onus probandi

Actori incubit onus provana ubi C ad l facta

Actori qui plus est favendum quam Reo

favorabilem ... potius quam actori

[illegible]

[illegible]

17 [illegible]
[illegible]

[illegible]

[illegible]
[illegible]
[illegible]

Pluralis locutio ducorum numero est conveniens [illegible] pluralis locutio, [illegible] iur. in [illegible] et ibi vo [illegible] alio iure [illegible] [illegible] numero [illegible] ff. de tertii. [illegible] [illegible] casum acco [illegible] [illegible] [illegible]. de. C. pluralis locutio in figura [illegible]

Posthumus quotmodis efficitur vel qui posthumus

Posthumus [illegible] Rub. [illegible]

[illegible]

Posthumus [illegible] dicatur suus.

[illegible]

Posthumus [illegible] pro hered. nato

Posthumus [illegible] tempore [illegible] tractatus de eius [illegible] ff. de sta. homi. [illegible] si sit in utero [illegible] contra [illegible] relliquendus est ff. a [illegible] q. filiabus ff. de leg. j.

Posthumus qui non here. nato

Posthumus non here. nato qui tractatur de eius incidencia l. imperatore ff. de statu hominum [illegible] non here. nato qui testator non fa. mentionem de eo in aliqua parte testamenti [illegible] in l. q. filiabus [illegible] de leg. j.

[illegible]

[illegible]

[illegible]

[illegible]

1 inventio vo[lun]tatis in[s]picitur in aue [illegible] ratio cu[m] q[ui]s loquatur.
[illegible]

2 inventio alicuius sit [illegible] [illegible] [illegible] [illegible] [illegible] tione
si t[ame]n vult p[ro]bare p[er] teste[s] vel instrumenta de admini[stratione]:
[illegible]

3 inventione[m] sua[m] q[ui] fundat sup[er] exceptione[m] contra regulam
de illa exceptione p[ro]ba[re] [illegible] l. post dote[m] ff solu[to] matri[monio].

4 inventione[m] sua[m] q[ui] fundat [illegible] [illegible] sive excipiendo re
[illegible] [illegible] p[ro]bare. l. veteribus ff [illegible] [illegible].

[illegible]

j Dēm [illegible]

[illegible] Bar 4 [illegible]

Om [illegible] jo [illegible]

[illegible]

[illegible]

C. [illegible]

[illegible]

[illegible]

[illegible] usurarii, manifesti [illegible]

[illegible] Bar [illegible]

[illegible] in ca. filioli [illegible]

[illegible] Testi [illegible] pupillo [illegible]

100 [illegible]

[illegible] non potest esse [illegible]

[illegible] Testis [illegible] uno [illegible]

[illegible]

[illegible] Bar. in [illegible]

[illegible] 9.5 [illegible]

non potest esse Testis [illegible] conclus. 8. Amplia [illegible]

in 2 casib. ut [illegible]

in causa [illegible] et [illegible] nominas [illegible] [illegible] [illegible]
[illegible] [illegible] affine Bar. in [illegible] ex [illegible] [illegible]
l. q. testamento § quia [illegible] Testibus dicte fratres, vel cognato vel cogna
[illegible] vel cognato non admitti [illegible] testificandum l. lege Julia [illegible] de Test. [illegible]
[illegible] in hoc casu [illegible] ampleq. Loclus 7 in suo Tractatu de Test. dicte ad
[illegible] frater vel Episcopus Abba [illegible] in causa [illegible]
quoad [illegible] [illegible] [illegible] c. presentia ubi Doc. de Test. [illegible]
Specul. in § [illegible] de Test. [illegible] [illegible] [illegible]
[illegible] in [illegible] insuper [illegible] [illegible] [illegible] [illegible]
[illegible] antiq. colore [illegible] [illegible]
[illegible]
[illegible] [illegible] de Test. [illegible] dicte Ad
casibus Fallit [illegible] [illegible] Cod. Tit.
[illegible] repellitur [illegible] [illegible] [illegible] 58 [illegible]
[illegible] in [illegible] de Test. [illegible] 58 dicte [illegible]
[illegible] in qua ipse [illegible] [illegible]
[illegible] [illegible] arbitraria [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible] fratres [illegible]
[illegible] ampleq. in [illegible] [illegible] de Test. Ampliatur in [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] examinatur [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible]
[illegible] repellitur [illegible] [illegible] [illegible] [illegible]
[illegible] de Test. Fallit [illegible] [illegible] [illegible]
in [illegible] casib. [illegible] ampleq. in Tract. [illegible] [illegible] ad [illegible]
[illegible] [illegible] [illegible] [illegible] crimi. [illegible]
[illegible] [illegible] [illegible] testificando [illegible]
[illegible]
de Test. [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] de Test. [illegible] in [illegible] [illegible]
[illegible] repellitur [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible]
[illegible]
[illegible] [illegible] de Test. [illegible] [illegible] [illegible] in [illegible]
[illegible] in l. Tracta. [illegible] [illegible] [illegible]
[illegible]
[illegible] in causa [illegible]
[illegible] de Test. n° 54 Fallit [illegible]
[illegible] [illegible] [illegible]

[illegible]

[illegible] Testes [illegible]

[illegible] ipsa [illegible]

[illegible] limitare [illegible]

[illegible] discernere [illegible] audire [illegible]

[illegible] mulier [illegible]

[illegible] nisi [illegible]

[illegible]

Testes qui possunt dic[?] ...

Testes possunt dic ...
et esse delega.

... psone no possunt placere post dicitum ...

Testes consanguinei qui admittunt

consanguinei admittunt [illegible]

[illegible]

2 [illegible]

13 Testes examinandi
[illegible]
Testes in causa valet quantum [illegible] modo

14 [illegible] publication [illegible]
aqua [illegible]

Testes qui interrogat [illegible]

15 Testes interrogant [illegible]
labeo [illegible] aqua [illegible]

Testis dicitur qui valet et qui non

16 [illegible] pro [illegible] in [illegible] labeo [illegible]

Testes [illegible]
[illegible]

Testes debent deponere de vera scientia [illegible]

[illegible] Testis d[ebe]t deponere de vera [illegible] [illegible] deponi [illegible] [illegible] [illegible] [illegible] in calib[us] q[ui] sciri no[n] possunt [illegible] verificari [illegible] in [illegible] [illegible] Bar. in d. l. 2. § dem labeo ff. de aqua pluv. arc. fallit cum in [illegible] [illegible] [illegible] ut not. in l. 2. § de labeo ait illi ff. de aqua plu. arc.

[illegible] bandi Testam[ent]i vide Bar. in l. [illegible] de bono. [illegible] [illegible]

[illegible]

Testium Nomina an debeant poni [illegible] [illegible] [illegible] [illegible] [illegible] Alex. in l. hac consultissima [illegible] 2 [illegible] q[ui] Testam[ent]a [illegible] [illegible]

[illegible]

[illegible]

in [illegible] quæ [illegible] [illegible]

[illegible] [illegible] sine venia, puta [illegible] [illegible]

[illegible]

[illegible] venia parentes [illegible] [illegible] vo[illegible] [illegible] libertus uxore patroni sui nec pot in ius vocare sine venia [illegible] in iu[illegible] neq patronu sun, vel parentes eoru [illegible] patrem, matrem et auunculu eius [illegible] [illegible] vocauit [illegible] excusat[illegible] [illegible] [illegible] [illegible] [illegible] in ius voc[illegible] titulus [illegible] [illegible]

[illegible] qui [illegible] vocari in ius

[illegible] venia [illegible] [illegible] [illegible] sicut est in sacerdote [illegible] [illegible] [illegible] [illegible] pot vocare in ius [illegible] [illegible] [illegible] in [illegible] [illegible] [illegible] [illegible] [illegible] in ius vocare [illegible] [illegible] [illegible] sit voluntaria [illegible] [illegible]

Propositum hominis est mutabile et variabile [illegible] ex toto si ita legatur ff. de leg.

Propositum in proposito [illegible] operari [illegible] oppositum in opposito [illegible] ff. de [illegible] et pupillis.

Propositum [illegible] est tanquam pessimum existens in [illegible] qui si non [illegible] in [illegible] [illegible] ff. de [illegible]

Propositum [illegible] in Tex. non est aliquo casu licitum [illegible] ff. de leg.

[illegible]

1 Renunciatio fit per verbum presentis temporis [illegible]
[illegible] a [illegible] eius [illegible] n°

Renunciari quis possit iuri presenti et non futuro.

[illegible]
2 [illegible]
[illegible] ut [illegible] ad abdicationem [illegible] habere non [illegible]
[illegible]
[illegible] et [illegible] in [illegible] n° [illegible] vacat

[illegible]

[illegible]
3 pac. in [illegible] in j volum.

Renunciatio [illegible] revocat
[illegible]

[illegible]
Renunciatio facta [illegible] [illegible] non [illegible]
4 [illegible]
[illegible] n° 2. l. [illegible]

Renunciatio [illegible] instantie [illegible]
[illegible]

Renunciatio quedam est tacite instantie que fit [illegible] tempore [illegible]
5 [illegible] a iure statuitur
[illegible] non ut renunciari [illegible] seu iuri [illegible] statuent
[illegible] instantie solum et non [illegible] renunciare vel [illegible] ut
[illegible] et [illegible] ff. de ac
[illegible]
[illegible] litia.

Renunciatio instantie [illegible]

Renunciatio [illegible] modo fit: [illegible] non [illegible] renunciatio
[illegible]
[illegible] pac.

Renunciatio [illegible] an lite [illegible]
1 Renunciatio instantie [illegible] renunciatio [illegible]
[illegible]
[illegible] potestate [illegible]
[illegible]
[illegible]

Renunciatio instantie an possit fieri parte absente.

instantie Renunciatio potest fieri parte absente si ibi iudex est presens et qua [illegible] vel cer. [illegible] adversario alias absentibus [illegible] in [illegible] abs[illegible] et [illegible] [illegible]

8 [illegible]

9 Renunciare iuri suo [illegible] 10

10 Renunciatio est [illegible] et [illegible] domus [illegible] verba [illegible]

[illegible] termin[illegible] [illegible] generalis renunciatio no[illegible]

[illegible] 10 [illegible]

1 Determinatio habens conformiter determina[illegible] [illegible] fol [illegible] [illegible] [illegible] [illegible]
fo 12

[illegible] una relationem duas personas de intellig[illegible] [illegible]
et [illegible]

[illegible] [illegible]
3 Determinare [illegible] [illegible]
fol [illegible] lib. et postmum

Determinatio una [illegible] [illegible] [illegible] [illegible]
4 Determinat[illegible] [illegible] [illegible] [illegible] [illegible] et [illegible] [illegible] et [illegible]
[illegible] [illegible] [illegible] una et [illegible]

Determinat[illegible] [illegible] relation[illegible] [illegible] [illegible]
5 [illegible] [illegible] [illegible] [illegible] [illegible]

6 [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] [illegible] [illegible]
no 29 fol [illegible] [illegible]

[illegible] ea [illegible]

[illegible] ea [illegible]
[illegible]
[illegible]
[illegible] quam [illegible] ad [illegible]
lege falcid. et [illegible] falcidia [illegible] in [illegible] not.
[illegible] l. in l. [illegible] C. ad l. Falcidia[m] et [illegible] 6 [illegible]
Falcidi[illegible]

[illegible] et legitima ad [illegible]

[illegible] et legitima detrahitur ad instituto pari et 294
[illegible] d[illegible]aqua [illegible]
[illegible] et in [illegible] h[illegible]

[illegible]

Trebelliania ex qui[bus] rebus detrahitur

... ... trebellianica ex corporib[us] hereditariis ... puta imputatur ... Tallis in ea ... not ... in fraudem ... detur ... ...

De trebellianica testatore an ... quo ...

... prohiberi ... in hac ... ... Tallis ... in ... ... trebellianica

[illegible]

[illegible] Fallit [illegible] in d. cas. Fallit ut [illegible] Damas. [illegible]

[illegible]

[illegible]

[illegible] ... in l. certum 6 ... succedat ... loco ... necessario considerat... (per potestatem primariam) ... justa ... 4 ... unde liberi contra ... 10 ...

[illegible] ... ex ... libenorum ... A ... 2 ...

[illegible]

... in cas... ... ex ... institutione ... in l. libenorum n.º 3 ... et ver...

... succedunt ...

in l. [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Quod est ab initio inutile n[illegible] [illegible] valescere: q[illegible] [illegible]
i iur. Fallit in 2 casibus quos not. Sebast. sup. in l. pacius § et impar.
n° oo [illegible] Ampliat in 2 et limitat in 3 [illegible] l. q ob in[illegible]
contraria [illegible] it Damas. et [illegible] limitat. reg. 84.

[illegible]

[illegible] ... [illegible]
[illegible] ... [illegible]
[illegible] a inofficioso testo [illegible]
[illegible] filie tredenti in pupil. etate [illegible] postea [illegible]
[illegible] substitutus admittitur
[illegible]
[illegible] ponitur. in [illegible] volum.

ex co[n]silio Persone qu[a]e no[n] obligat .s. ob[liga]t[ur] q[ui] [illegible] est ex co[n]si[lio]

[illegible] Nu[ll]us ex co[n]si[lio] (dummodo fraudulenter no[n] fuerit obli[gatus]
c. nullus ex co[n]silio de reg. iur.

[illegible]

[illegible] in viano. have.

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Qui est Filiusfamilias

Filius familias [illegible] [illegible] legitimo [illegible]
[illegible] in [illegible]

[illegible] vice [illegible] restituendo q̄d devahit

[illegible]

Filiusfami. [illegible]
[illegible]
[illegible] Testam. [illegible]
[illegible]

Sed [illegible] famil. [illegible]
nemo n° q. C. q. Testam. [illegible]
[illegible]

[illegible] filiusfami. [illegible] facere [illegible]

i nec [illegible] nemo C. q. Testam. facere [illegible]
[illegible] Alex. in d. l. Nemo [illegible]

n°14

Filius si fovit a patruo reponere pot

[illegible] ... [illegible] si ... fuit y pre aio revertedi pot repetere Bar. in l. si

pius [illegible]

Filius pot voluntate patris donare l. 2 ff. x. xv.

Filius no pot vocare in ius pre sine venia qui fa...

Filius no pot vocare in ius patrem sine venia l. 2 ff. de in ius
voc. Fallit tn in hoc casu. q. si filius citat patrem in iudicio sine
venia [illegible] ... quia [illegible] est sine venia [illegible]
[illegible] ... [illegible] ... 3 casi [illegible] in ius
[illegible] in [illegible] ... [illegible]
[illegible]

[illegible]

Filij appellatione quis venit

[illegible]

... circa ... filiorum appellatione ... a lege ... [illegible]

[illegible]

Filiusfamil. in his casibus ... [illegible] ... patris in eisdem ... ~~filiusfamil.~~ sine ... [illegible]

... admitti ...

Filiusfam. an possit agere sine ... [illegible]

... agit nomine ... [illegible]

... casus in ... [illegible] ... agnoscere ... [illegible]

... nisi pater ... [illegible] ... filiusfamil. ... [illegible]

... ad ... [illegible]

... et ignorantie ... ad ... [illegible]

... in castris ... [illegible] ... filiusfamil. ... [illegible]

... ex ... [illegible]

[illegible]

[illegible]

[illegible] Jol.

[illegible] et dicit [illegible]

[illegible] auctor per [illegible]

[illegible]

[illegible] De exigentia et [illegible] admitti.

[illegible] admitti.

[illegible] appellationem [illegible]

[illegible] omunicant cū loc.

[illegible] unctoril [illegible] communicantur in [illegible]
[illegible] ligraverate [illegible] ad [illegible]
ate § ꝫ [illegible] omnium c come [illegible] indi. (Zerb. ſi parium er
anni. tit. l. ſi ag. rub. Bar in c. ll. ꝫ incip. et [illegible] in i [illegible]
[illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] Eringar Bar. [illegible]

cū q nō pnt acq. [illegible]
lucrū in donatione nullo modo [illegible] revocabilr [illegible] [illegible]
acaril) l. hoc iure ꝫ nō pot. ff. d. dona. [illegible]

que [illegible] [illegible] + [illegible] interius haberi l. q. [illegible] [illegible]

[illegible]

Infenna no [illegible]

[illegible] ex parte [illegible] [illegible] ticeret [illegible] Socia [illegible] [illegible]
in [illegible] iusta voluit [illegible]

Absentia qn̄ nō nocet

[illegible] cessaria [illegible] [illegible] ad [illegible] cessū [illegible] q²
[illegible] dīc Absentia ex iusta causā nō nocet
[illegible] ut lata snia [illegible] ex qb⁹ caus. [illegible]
[illegible] restituat[illegible] [illegible]

Bigami.

Bigamus dr qs aliqn vere aliqn interpretative.

Bigamus dicitur qs aliqn vere, aliqn interpretative, ut qui duas uxores habuit vel cu vidua vel cu corrupta contraxit ut in Tit. de bigamis. xxxvi distin. c. deinde cu hoc verum est d. ijs q sunt in minoribus ordinibus constituti. presertim sacris ut d. bigamis c. nuper. a Tit. ijs. et gl. in c. j d. Bigamis in 6.

2 Bigamus perdit omnia privilegia clericalia c. unico de bigamis in 6.

Bigami vere q dicant

3 Bigami vere q oe privilegiu perdant. c. unico de Bigamis in 6.

Bigami ... dicuntur ... in verbo Bigamus distinc. xxvi.

[illegible]

[illegible]

[illegible]

[illegible]

Tutori qn no [illegible] authorita[te]

[illegible] auctoritate l. fin [illegible]
[illegible] incost. qo. in 1 volum.

2 [illegible] est divisum [illegible]

3 [illegible]

4 [illegible] nil le d. transigere [illegible]

si conveniat ex [illegible]

6 Tutores no havet [illegible]
[illegible] ut tut. et [illegible]

8 [illegible]

9 Tutor cogit[ur] tradere Bar in 1 [illegible]

10 [illegible]

11 [illegible]

[illegible]

[illegible]

1. [illegible]

[illegible]

8. [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] unde [illegible]
[illegible]
[illegible]
[illegible]
[illegible] Decimo [illegible]
[illegible]
[illegible]
[illegible] curae [illegible]
[illegible]
[illegible] tempore [illegible]
[illegible]
[illegible]

[illegible] quae est stricti iuris.

Actio bonae fidei an datur [illegible] est pac. inter contr. et [illegible]

Actio quae extinguitur et quod contra.

Actio extinguitur [illegible] erit [illegible] pactum [illegible] contra.

Actio contra [illegible] informata et informatur.

Actio [illegible] informata [illegible] informatur [illegible] stricti iuris [illegible] informatur ex eo [illegible] pac. inter partes [illegible] pac. et [illegible] est pac.

[illegible] dicti [illegible]

[illegible] actio bonae fidei [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] tio de dolo nõ h[illegible] [illegible] [illegible] 100 [illegible]
[illegible] 10. 1 1 8 [illegible]

[illegible] Facti ad q[illegible] [illegible] factio [illegible]

[illegible] facti dat[illegible] ad du[illegible] vel quaitq[illegible] factio [illegible]
[illegible]

[illegible] [illegible] verbis [illegible] 700 [illegible] [illegible]
[illegible] valac

[illegible]

[illegible]

Actio una qua [illegible] concurrit cum alia

Una actio [illegible] concurrit cum alia [illegible]
[illegible] quarta [illegible] equestria

Actio [illegible] actio [illegible] actio [illegible]
[illegible] actio [illegible] persona [illegible]
[illegible]

[illegible] actio [illegible]

Actionum duo sunt genera [illegible] Actionum genera [illegible] actio [illegible]

Actio [illegible] simul intentari possit [illegible] conditionem
[illegible] unde [illegible] in [illegible]

[illegible]

[illegible] ex [illegible]

actio ex testamento qd operat

ex testamento [illegible] actionu [illegible] [illegible] a [illegible] [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

qn incontineri dr fieri

incontinēti [illegible] fieri antequā [illegible] lineentur ad extraneos actus, scilicet [illegible]

[illegible] navcat [illegible]

incontinēti dr fieri [illegible]

[illegible] fide [illegible] in [illegible]

[illegible] quod [illegible]

et errore [illegible] hoc [illegible] incontinēti

[illegible] sufficit [illegible] hoc [illegible] ut est rex

[illegible]

[illegible] et adulte [illegible]

[illegible] ordo [illegible] non seruantur.

[illegible]
[illegible] ordine non curat [illegible] in his [illegible] nec enim
de [illegible] ordo non attendit [illegible] et gradatim [illegible]
[illegible]
[illegible] non [illegible]
[illegible]
[illegible] ubi [illegible] [illegible]
[illegible]
ut [illegible] poss[illegible] [illegible].

[illegible]

[illegible] in [illegible] c. d. [illegible]
2. [illegible] contradicitur [illegible] in c. [illegible]
ordo iuris [illegible] [illegible] in [illegible]
[illegible] non seruat [illegible] sint [illegible]
[illegible]

ordo substantialis [illegible] dr

3 Ordo [illegible] [illegible]

4 Ordo an et qn attendimus [illegible] Bar [illegible] aug [illegible]

5 [illegible]

ordo scripture qn no attendit(ur) et qn sic.

ordo scripture no attendit(ur) [illegible] solu(tione) [illegible] Talem
[illegible] scripture no attendimus d. l. nec si
[illegible] soluto [illegible] qn [illegible] est [illegible]
[illegible] at vero codice Fruiendo
[illegible] ordo scripture quod attendat qn [illegible] est incerta [illegible]
ta Bar in [illegible] sue pretecre [illegible] sum [illegible]

ordo

ordo inq cotii

ordo est in capiendis Rom ... in capienda persona ... in ...
et in venditione ff et Re iud.

... de charitat ...

... viriar legari, qui fit ...
... substitu.

... ibi confusio et inordinari ...

ordo substantialis qui ...

ordo sub ...

ordo Hominis in actionibus ...
Romi dimis. cal. fin.

[illegible]

[illegible]

[illegible]

[illegible] exceptio [illegible] potest [illegible] C. de [illegible] ante biennium [illegible]

exceptio non numeratae pecuniae circa dotem ante biennium [illegible] dotis [illegible]

[illegible] petenti [illegible]

[illegible]

[illegible] transactionem [illegible]

[illegible] exceptio non numeratae [illegible] probare [illegible]

[illegible]

[illegible]

Exceptiones [illegible] contra

[illegible] infra n° 4

Exceptio procuratoria generalis

[illegible]

[illegible] procura [illegible]

exceptio ...

ii Exceptio ... odiosa ... Bar ...

12 Exceptio metus est odiosa respectu ... passi est fauorabilis Bar ...

Exceptio praescriptionis ... actione ...

13 Exceptio praescriptionis opponi ... q̄ vi ...

[illegible]

14 [illegible]

[illegible]

15 [illegible] ... et ... impe... effe... [illegible]

Fa... [illegible]

[illegible]

[illegible]

Vide [illegible]

Vtr[um] p[at]er consequ[itur] filium an id[em] in m[at]re.

pater [illegible] filium [illegible] q[uam] d[icitu]r p[er] rec[illegible] ide[m] est in m[at]re
cui [illegible] [illegible] [illegible] [illegible]
ff. d[e] cur. fur. [illegible] [illegible] [illegible]
[illegible]
q[ue] vid[e] in l. [illegible] [illegible]
[illegible]
in [illegible] n[umer]o 2 [illegible]

2 Vtr[um] non d[icitu]r eadem persona [illegible] emancipatum [illegible]
[illegible] iud[illegible] [illegible] lib. xl

3 Pater fideiubendo p[ro] filio videt[ur] consentire, sicut [illegible]
[illegible] dona[illegible]

[illegible] in edilibus [illegible]

[illegible]

[illegible]

[illegible]

Patris [illegible] an [illegible]
[illegible]

[illegible]

[illegible] filio [illegible] mala administratio
[illegible]

Pater tenet[ur] alere filios [illegible]
[illegible]

10 [illegible] in administratione bonorum filii h[abe]t eu[m] [illegible] usufructu[m]
[illegible]

[illegible] quelque point

[illegible]

[illegible]

[illegible] esti [illegible] ra.

[illegible]

[illegible] pendo tenet aue [illegible]

[illegible]

[illegible] no qua [illegible] antenant avi dare [illegible]

14 [illegible]

[illegible]

[illegible] [illegible] comme.

[illegible]

15 [illegible]

Testes esse possunt ...

7 ... [illegible] testamento ... [illegible]

Pater non potest vendere filium et in quo filio non procedit

8 [illegible] ... tenem ... [illegible]
tisin ... medietatem ... [illegible]

Pater qui tenet filium ... dissipavit ... assignata
... [illegible]

Pater ... esse testes in causa ...

20 [illegible]
[illegible]
Trac ... [illegible]
vinc ... [illegible]

[illegible]

Pater an possit uni filię maiorē dotē constituere quā alię.

22 Pater potest uni filię maiorē dotē constituere quā alię ut p. Dec. consil 26, et Rip. consil 56 n° 9 in 3 volum et Decia in consil 32 inci. . . . n° 40 . . . alia filia habuit ad supplementū legitimę . . .

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Frustra.

Fru... uis perit quod tenet hz l. fractionis ... ff de leg. i

Frustra expectatur conditio cuius euentus nihil operatur l. ali qui § si sub ff ad. vele

Frustra petit firma... uocat ... ff. de ... aug. in i ... ii 2dicone § fin. ff de codic. instim.

Frustra sibi ... ... eo seruari ... ... a se ... seruare recusat. Frustra et ... ...

Frustratio sua nemini prodesse debet l. hominem § ... nim ff ...

Frustratio non debet nocere in defe... l. si cui § cessare vt in possess. leg.

[illegible]

[illegible]

[illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible]

[illegible] [illegible] [illegible]
ta solaris [illegible] publ[illegible] et [illegible]

conductor [illegible] [illegible]
[illegible] in l. [illegible] [illegible]

[illegible] [illegible] [illegible]

conductor [illegible] repelli pot[est]

Conductor [illegible] repelli pot[est] si re[m] coduc[tam] [illegible] deteriore[m] [illegible]
[illegible] [illegible] conductor repelli pot[est] si [illegible] [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] inter locatore[m] [illegible] [illegible].

Conductor primus [illegible] [illegible] offerr[e] quanti novus in locatione
[illegible] [illegible] [illegible] et sing. in l. [illegible] [illegible] [illegible]
[illegible]

oriantur [illegible] tenet [illegible] aedii, nec non
8 [illegible]
[illegible] mercede ubi [illegible]
[illegible]

[illegible]
[illegible] periculū peste
[illegible]
[illegible] priuileg. contra contra pestem n° [illegible]

[illegible] Periculo [illegible]
[illegible] casibus [illegible] Ripa in Trac. de peste [illegible] n° 8.

ab initio sūt [illegible] q̄ ex post [illegible] sūt [illegible]
l. sicut l. ā act et [illegible]

2 multa facta tenent, q̄ de Nouo fieri prohibentur [illegible]
astituam et reg. iur l. [illegible] ff ā Fundo Dom.

3 multa inhoneste [illegible], q̄ tm̄ honeste [illegible] accipiuntur
l. [illegible] penul. ff ā var. et extrord. cog.

4 multa [illegible] q̄ nō fiunt. l. [illegible] ff ā [illegible]

5 multa [illegible] ā [illegible] nō [illegible] [illegible] vera [illegible]
[illegible] ff ā [illegible]

6 multa [illegible] [illegible] [illegible] Bal. in l. [illegible]
iudex. l. ā appella.

7 multa ex post facto tollerunt, q̄ ab initio [illegible]
l. [illegible] ff ā [illegible], q̄ sūt sui [illegible] iur. l. circa ff ā in
offic. testam.

8 multa in [illegible] [illegible] permittūt [illegible]
l. [illegible] ff ā [illegible] Testa.

multa licent in [illegible] q̄ in specie nō licet et c. [illegible] cap. 2
vbi Gl. [illegible] ā offi. iud. ord.

Solutio [illegible]

1 [illegible] p. [illegible] [illegible] quae [illegible]

Solutio spontanea [illegible] purga

2 Solutio spo[illegible]

Solutio qui non potest reperiri

[illegible]

3 [illegible]

[illegible] liberatione l. 9 homine [illegible]

4 Solutio non pot [illegible] ut met. ve ca[illegible]
[illegible] non solu [illegible]

[illegible]

[illegible] Bar [illegible]

5 Soluen[illegible] [illegible] vi met. [illegible]
[illegible] n° [illegible] [illegible] ferre [illegible] esset [illegible]
[illegible] non solu n° 2 [illegible]

[illegible] Bar [illegible]
vide infra n° 15

[illegible]

[illegible] aliam [illegible] est [illegible] [illegible] et alia est [illegible]
[illegible]
[illegible]gatione [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Soluta qn no dr.

[illegible] solutu, q in puncto sim [illegible]

[illegible] ac ne dum que [illegible]

[illegible] servabitur inque [illegible]

1 [illegible] satisfacere [illegible] et potest [illegible]

[illegible]

2 [illegible] bra . iux . nor [illegible]

[illegible] vor vendere [illegible]

[illegible] si aliqui conuenit ut non vendere [illegible]
3 [illegible] si rem [illegible]
[illegible] alienare [illegible] conuentione [illegible]
[illegible] med. aliena [illegible]

creditor qui non tenetur [illegible]
[illegible]
creditor [illegible] non [illegible]
4 [illegible] inter [illegible]

appellatione [illegible]

[illegible]

5 omnes [illegible]

creditores conditionales qui dicantur

creditores conditionales [illegible]
6 operitura vel qui spem habent
[illegible] et rer. sanitia [illegible]

Creditore

Creditor [illegible]

[illegible] creditor [illegible]
capere [illegible]

[illegible] ad hoc [illegible] facere capere [illegible] carcerari
[illegible] tanquam suspectum [illegible]

Creditor volens facere capere [illegible] carcerari debitorem suum tanquam
8 suspectum [illegible] ostendere iudici saltem summarie [illegible]
[illegible] capi petit in fama quatriente puta [illegible]
[illegible] debitor [illegible]
[illegible] debitor non [illegible] immobilia [illegible]
[illegible] debiti [illegible]
[illegible] probabiliter [illegible]
[illegible] dare [illegible] capere [illegible]
[illegible] creditoribus talis debitor [illegible]
[illegible] tanquam suale captus [illegible]
[illegible]
et [illegible] et aliot [illegible]
[illegible]

creditoris nomen ad [illegible]

[illegible] nomen [illegible] est ad [illegible]
[illegible]

[illegible]

1 Dilationes quot possint dari ad probandum et sic an ad plures tres ut l. fin. ff. de fer. in quarta quarto, quarimo, quarimo ut in § quod vero in fine de test. facit aut quod semel ... [illegible]

Dilationes quomodo assignari debeant an simul reo et actori an separatim.

2 Dilationes quomodo debeant assignari an simul reo et actori ... [illegible]

Dilatione una pendente an alia dari possit.

3 An pendente una dilatione possit alia dari et dic quod dat una dilatio quod incipiat post finem prime et dari potest ... [illegible]

Dilationes plures an eodem tempore possint concurrere.

4 Plures dilationes an eodem tempore possint concurrere et tu dic quod ab initio plures possunt cumulari ... [illegible]

5 Dilatio nova an danda sit novo iudice adveniente vel advenjente nova persona litigatoris.

Dilatio nova an danda sit novo iudice adveniente vel adveniente nova persona litigatoris ... [illegible]

Dilatio an et quando sit peremptoria.

6 Terminus qui ad probandum est datus, tunc quilibet dilatio legalis sive iudicialis dicitur peremptoria ... [illegible]

Dilationes que dantur ad probandum an sint peremptorie.